McMILLAN

[illegible]
3/82

HEREIN INCORPORATED

AGREEMENTS

Agreement by & between KENNETH NIEMEYER, REAL ESTATE & DEVELOPMENT, INC. & CITY of FORT WAYNE for area connection fee payment. ---------- 3

Memorandum Agreement by & between CITY of FORT WAYNE & CENTURY 21 INVESTMENTS, INC. whereby CENTURY 21 agrees to include on final plat of RIVERBEND WOODS, SECTION II a permanent easement. ---------- 7

Agreement for additional Engineering services to contract dated April 27, 1971 between H.N.T. & B. (HENRY B. STEEG & ASSOC. DIVISION) & CITY of FORT WAYNE for expansion of Wastewater Facilities. ---------- 22

Agreement for Engineering Services by & between CITY of FORT WAYNE & H.N.T.& B. for Additions & Improvements to the Wastewater Facilities. ---------- 24

Agreement by & between the ALLEN COUNTY BOARD of COMMISSIONERS & the BOARD of WORKS for the const. of the EWING-FAIRFIELD-WELLS-ST. BRIDGE. ---------- 27

Agreement from MR. GREG SULT for Consulting Services for Claims Program of CITY UTILITIES. ---------- 36

Agreement between BOARD of WORKS & REDEVELOPMENT COMMISSION providing for const. & financing of THE LANDIN. (Improvement res. 5796-78) ---------- 38

Agreement between CITY of FORT WAYNE & ALLEN COUNTY BOARD of COMMISSIONERS for ARDMORE AVE. ENVIRONMENTAL IMPACT STATEMENT. ---------- 41

Release of mortgage from IRVING TRUST CO. to INDIANA & MICHIGAN ELECTRIC CO. whereby IRVING TRUST CO. releases & quit claims a part of the FEEDER CANAL in the plat of C.L. CENTLIVRE BREWING CORP. ---------- 42

Agreement between BOARD of WORKS & FORT WAYNE NATIONAL BANK for inviting bidding for installation & maintenance for CABLE TELEVISION SYSTEM. ---------- 48

Agreement for the improvement of the ENGLE RD. & ARDMORE INTERSECTION. ---------- 53

Agreement between CITY of FORT WAYNE & CITY UTILITIES for Engineering Technical Services providing for City to pay City Utilities for all Technical Services.------ 54

Modified Agreement from TURNBELL-GREEN & ASSOC. reducing cost to city for WASHINGTON CENTER ROAD LIFT STATION ELIMINATION - PHASE I. ---------- 64

Agreement between AMOS. D. DELEGRANGE & the BOARD of WORKS dated Nov. 9, 1977 concerning ORCHARD WOODS, SEC. A, RE: Retention basin. ---------- 65

Agreement between CITY of FORT WAYNE & INDIANA STATE HIGHWAY COMMISSION providing for cooperation in the inprovement of U.S. 24. (JEFFERSON BLVD., MAUMEE AVE., & WASHINGTON BLVD.)---------- 74

Agreement between CITY of FORT WAYNE & INDIANA STATE HIGHWAY COMMISSION approving Federal Aid for preliminary Engineering for intersectionof PAULDING RD., HANNA ST., & DECATUR RD. (M-F 328) (1) ---------- 77

Agreement between CITY of FORT WAYNE & INDIANA STATE HIGHWAY COMMISSION approving Federal Aid for preliminary Engineering for HOBSON RD. from U.S. 30 BYPASS to S.R. 37. (M-F 072) (1) ---------- 78

Agreement between CITY of FORT WAYNE & INDIANA STATE HIGHWAY COMMISSION approving Federal Aid for preliminary Engineering on RUDISILL from LAFAYETTE to HARRISON. (M-F 720) (1) ---------- 79

Indenture between CITY of FORT WAYNE & GRAHAM-EWING PROPERTIES concerning sewer easement & building located on parts of Lots 323, 322, & 321 in HANNA'S ADDITION. ---------- 95

Traffic Light Agreement from EDWARD ROSE for installation of a traffic signal at GOSHEN ROAD & HARRIS ROAD. ---------- 96

Agreement between CITY of FORT WAYNE & INDIANA STATE HIGHWAY COMMISSION for allocation of Federal Funds for project H.H.S. 251-3 (1), SPY RUN AVE. & CLINTON STREET INTERSECTION - Item No. 00014. ---------- 106

Agreement between CITY of FORT WAYNE & INDIANA STATE HIGHWAY COMMISSION for allocation of Federal Funds for project M-F 864 (1), TILLMAN ROAD from ANTHONY BLVD. east to HESSEN CASSEL ROAD - Item 80415. ---------- 107

Executed Agreement dated August 31, 1977, between CITY of FORT WAYNE & the INDIANA STATE HIGHWAY COMMISSION providing for the cooperation in the improvement of U.S. 27 (CLINTON STREET) from SUPERIOR STREET TO CALHOUN ST. ------------ 123

Received agreement by & between CITY of FORT WAYNE & CONSOLIDATED RAIL CORP. to construct a grade crossing warning device on EWING ST. extending over FOURTH ST. in connection with new WELLS ST. BRIDGE. ------------ 129

Partial release of mortgage from CITIZENS NATIONAL BANK of WHITLEY COUNTY. A part of lots 2 & 3 in C.L. CENTLIVRE BREWING CORP. ADD. & part of OLD FEEDER CANAL. ------------ 136

DEEDS, DEDICATIONS, EASEMENTS, & GRANTS

Grant of easement whereby CENTURY 21 INVESTMENTS, INC. grants, quit claims & conveys to CITY a permanent easement & right of way. Part of ANN HACKLEY RESERVE, SEC. 8 & 9, TWP. 31 NORTH, RANGE 13 EAST. (sewer easement resolution 157-77) ------------ 6

Grant of easement from DAVID C. MILLER whereby they convey, grant & quit claim to CITY a permanent easement & right of way. STRATHMORE PLACE. (sewer resolution 294-77 - FREEMAN-COVINGTON AREA) ------------ 17

Grant of easement whereby MALOTT, RAYMOND & VERDA M. convey, grant & quit claim to CITY a permanent easement & right of way. STRATHMORE PLACE ADD. (sewer resolution 294-77 - FREEMAN-COVINGTON AREA) ------------ 18

Grant of easement from YOQUELET, A.A. & N.L. whereby they convey, grant & quit claim to CITY a permanent easement & right of way. STRATHMORE PLACE ADD. (sewer resolution 294-77 - FREEMAN-COVINGTON AREA) ------------ 19

Grant of easement from SCHLATTER, WOODROW H. & F. whereby they convey, grant & quit claim to CITY lot 23 of STRATHMORE PLACE ADD. ------------ 20

Quit Claim Deed whereby the CITY releases & quit claims to the BOARD of PARK COMMISSION real estate at COOMBS & COCHRAN STREET. ------------ 28

Quit Claim Deed whereby NEIGHBORHOOD CARE, INC. releases & quit claims to CITY real estate in CHUTE'S HOMESTEAD ADD. & KRYDER'S ADD. ------------ 29

Grant of easement from CLOVERLEAF INDUSTRIAL PARK, INC. whereby they grant, quit claim & convey to CITY a permanent & temporary easement & right of way. NORTH MAUMEE INTERCEPTOR. (sewer resolution 290-77) ------------ 44

Special Warranty Deed whereby CITIES SERVICE OIL CO. grants & conveys to CITY UTILITIES real estate in LEWIS ADD. ------------ 47

Commissioners Deed whereby the BOARD of COMMISSIONERS convey to the BOARD of WORKS real estate in LANTERNIER'S SUBDIVISION. ------------ 83

Grant of easement from the DIOCESE of FORT WAYNE - SOUTH BEND, INC. whereby they quit claim & convey to CITY a permanent easement & right of way to remove a sewer line in the NORTHWEST QUARTER OF SECTION 6, TWP. 31 NORTH, RANGE 13 EAST. ------------ 89

Amended Overflow Drainage easement, dated Oct. 17, 1977 between LAKE COUNTY TRUST CO. & CITY for GLENBROOK SHOPPING CENTER amended OVERFLOW DRAINAGE. ------- 91

Request from RUCKMAN-HANSEN for special permission to install a sanitary sewer along INDUSTRIAL RD. ------------ 124

Transfer of title from ROBERT P. LLOYD & BETTY D. LLOYD of Water Distribution Facilities for SHOAFF PARK VILLAGE EAST. ------------ 128

Grant of easement whereby KARL JENSEN conveys without warranty to the CITY a permanent easement in connection with construction of SPY RUN PHASE I. -------- 132

HEREIN INCORPORATED

DEEDS, DEDICATIONS, EASEMENTS, & GRANTS - CONTINUED

Grant of Easement whereby KARL JENSEN conveys without warranty to the CITY a permanent easement in connection with the construction of SPY RUN PHASE I. ------ 133

Street Dedication from KARL JENSEN whereby he dedicates to the CITY a part of lots # 2 & 3 in C.L. CENTLIVRE BREWING CORP. ADDITION, & a part of OLD FEEDER CANAL, all in connection with the construction of SPY RUN PHASE I. --------- 134

Street Dedication from KARL JENSEN whereby he dedicates to the CITY a part of lots # 1, 2. & 3 in STIRLEN'S SUBDIVISION, all in connection with the construction of SPY RUN PHASE I. -- 135

MISCELLANEOUS

Memorandum & notice re: INDUSTRIAL COST RECOVERY SYSTEM as per CHAPTER 34 of the FORT WAYNE MUNICIPAL CODE. -- 16

Policy & procedure for installation of remote meter reading units in all new residences supplied by the FORT WAYNE WATER UTILITY. ------------------------------ 43

CITY UTILITIES DAMAGE POLICY. -- 45

Received procudure to Insure Billing for Water and/or Sewage Disposal Service, prepared by the WATER ENGINEERING DEPARTMENT, dated Oct. 17, 1977. --------------- 92

STREAM POLLUTION CONTROL BOARD of the STATE of INDIANA vs. BOARD of PUBLIC WORKS, CITY of FORT WAYNE, THREE RIVERS FILTRATION PLANT, CAUSE No. B-437.--------- 130

EMERGENCY RESOLUTION NUMBERS

65-314-7 ---- The BOARD of WORKS has caused to be installed a segment of the NEUHAUS DITCH INTERCEPTOR (sewer res. 853-71) & whereas the BOARD of WORKS did adopt on March 14, 1968 certain area connection fees for the construction of the SPY RUN INTERCEPTOR sewer res. ----- 2

65-308-4 ---- Sludge Lagoons for the WPC Treatment Plant were flooded. Whereas, it is necessary to pump these flood water from said lagoons to a drainage ditch on sludge lagoon site. ------------------------------ 4

65-289-7 ---- CITY has recently experienced a flood which caused the collapsed of a number of sewers located at CALVARY TEMPLE SITE, OLD FORT SITE, & SALLY'S ALLEY SITE behind 1700 block of ST. JOE BLVD. ------------ 12

65-284-9 ---- Due to a recent flood an emergency condition exists to the cave-in over the 60" brick sewer at 1933 E. WAYNE STREET. Whereas, JOHN DEHNER, INC. to make said repair in the amount of $5,000.00. -------- 13

65-281-19 --- CITY recently experienced a snow emergency followed by a flood emergency that left many city streets in an impassable condition. BOARD of WORKS has declared an emergency exists & requests St. Engineering Dept. to take bids for said repair. -------------------- 14

65-277-16 --- The BOARD of WORKS has caused to be installed the TILLMAN ROAD INTERCEPTOR SEWER RES. 299-77. Whereas, the BOARD of WORKS did adopt on April 4, 1968 certain area connection fees for the const. (S. ANTHONY INTERCEPTOR SEWER RES. 181) ---------------------------- 15

65-224-13 --- Federal Grant Acceptance Project No. C-180599 01 TREATMENT WORK GRANT - STEP 1. -- 37

65-189-21 --- A petition was submitted to the BOARD of WORKS on May 31, 1977 for an installation of a sanitary sewer along GETZ RD. between COLONY BAY RD. & ILLINOIS RD. -- 46

65-148-23 --- Resolution concurring in the Future Conveyance to Local Control of portions of S.R. 37 from MAUMEE AVE. north to U.S. 30 BYPASS. ---- 59

65-125-6 ---- The BOARD of WORKS has deemed it necessary to restore The OLD CITY HALL. -- 76

EMERGENCY RESOLUTION NUMBERS - CONTINUED

65-94-20 ---- FORT WAYNE MUNICIPAL CODE requires the BOARD of WORKS to regularly set truck routes in CITY of FORT WAYNE. ----------- 94

65-84-16 ---- Federal Grant Acceptance Project No. 06-51-26917 for the construction of the REHABILITAION of the OLD CITY HALL. ----- 99

65-76-20 ---- Federal Grant Acceptance Project No. 06-51-26289 for the construction of the CENTRAL BUSINESS DISTRICT LIGHTING & SIGNAL MODERNIZATION. ------------------------------------ 102

65-75-19 ---- Federal Frant Acceptance Project No. 06-51-26281 for the construction of the FREEMAN - COVINGTON SEWER. ------------- 103

65-75-18 ---- Federal Grant Acceptance Project No. 06-51-26280 for the construction of the HUMANE SHELTER. ------------------------ 104

65-74-12 ---- Resolved by the CITY by & through its BOARD of WORKS that it is deemed necessary to improve the FORT WAYNE HUMANE SHELTER, 2225 DWENGER AVE. -- 108

IMPROVEMENT RESOLUTIONS

5737-76 ----- (sdw.) BEAVER AVE., KENNAIRD, & PACKARD -------------------- 63
5764-77 ----- (curb) ROSALIE PARK ADDITION ------------------------------- 120
5767-77 ----- CLINTON ST., SUPERIOR ST., CALHOUN ST., & DUCH ST. ---------- 115
5770-77 ----- (curb & sdw.) ST. JOE BLVD., FOREST AVE., & STATE BLVD. ----- 131
5771-77 ----- STREET DEPT. STORAGE GARAGE, LAFAYETTE ST. COMPLEX----------- 125
5772-77 ----- (curb & sdw.) LINCOLN CT. to GOSHEN RD. -------------------- 127
5773-77 ----- LAFAYETTE ST. COMPLEX ------------------------------------- 126
5774-77 ----- (sdw.) PONTIAC ST., CENTRAL DR., & RADCLIFF DR. ------------ 117
5775-77 ----- (curb & sdw.) SUMMIT ST., CEDAR ST., DIVISION ST., LEWIS ST., OAK ST., & HARMAR ST. - E. CENTRAL IMPACT AREA,PHASE II ----- 105
5776-77 ----- 1236 SCOTT AVE. - THOMPSON'S 1ST ADDITION ------------------ 122
5777-77 ----- (sdw.) 1304 SCOTT AVE. - THOMPSON'S 1ST ADDITION ----------- 121
5778-77 ----- STRATTON RD. & COLDWATER RD. ------------------------------ 118
5779-77 ----- (sdw.) 336 W. DARROW AVE. - FLEMING-KUHNE ADDITION ---------- 116
5780-77 ----- FORT WAYNE POLICE ACADEMY, 1717 S. LAFAYETTE ST. ----------- 109
5781-77 ----- (curb & sdw.) SWINNEY PARK PLACE WEST, SWINNEY PARK PLACE NORTH, GARDEN ST., JONES ST., JEFFERSON ST., NELSON ST., COLLEGE ST., ROCKHILL ST., LAVINA ST., UNION ST., & KEYKAUF - 68
5783-77 ----- (alley) BAKER & BRACKENRIDGE, FAIRFIELD to EWING ----------- 80
5782-77 ----- LAFAYETTE ST. COMPLEX - LEWIS ADDITION --------------------- 88
5784-77 ----- (sdw.) 2019 WARSAW ST., & LASSELLE ST. --------------------- 75
5785-77 ----- (curb & sdw.) SMITH ST., CREIGHTON AVE., & GREEN ST. -------- 70
5786-77 ----- (street) 2305, 2207, & 2215 SPRINGFIELD AVE. --------------- 69
5787-77 ----- (sdw. & curb) WEISSER PARK AVE., CREIGHTON AVE., PONTIAC ---- 66
5788-77 ----- (curb) LAKE AVE., & ANTHONY BLVD. -------------------------- 61
5789-77 ----- (sdw.) S. CALHOUN ST., W. CROWN LANE. S. HARRISON ST., W. CONCORD LANE - LINCOLNSHIRE ADDITION, SECTION A & B --------- 60
5790-77 ----- (alley) FLORIDA DR., & ALABAMA DR., FOREST AVE., & STATE ---- 56
5791-77 ----- (resurfacing) CURDES AVE, CRESCENT AVE., KENTUCKY AVE., FIFTH ST., WELLS ST., BARTHOLD ST., BARR ST., DOUGLAS AVE., WASHINGTON BLVD., WEISSER PARK, PONTIAC ST., BUCHANAN ST., PUTNAM ST., JESSIE AVE., POINSETTE DR., ST. JOE RD., STATE SCHOOL DR., & CANTERBURY GREEN ENTRANCE -------------------- 58
5792-77 ----- (sdw. & curb) HOME AVE., BROADWAY & THOMPSON AVE. ----------- 52
5793-77 ----- (sdw.) SPY RUN AVE., & ST. MARYS RIVER BRIDGE --------------- 51
5794-78 ----- (resurfacing) 2200 block of W. MAIN ST. -------------------- 35
5795-78 ----- (sdw. & driveway) LAKESIDE PARK ADDITION ------------------- 40
5796-78 ----- (sdw.) THE LANDING -- 39
5797-78 ----- (resurfacing) JEFFERSON ST., GARDEN ST., HARMAR ST., MAUMEE AVE., GLASGOW AVE., WASHINGTON BLVD., & THIEME DR. ---------- 34
5798-78 ----- (sdw.) TILLMAN ROAD -------------------------------------- 26

SEWER EASEMENT RESOLUTIONS

153-77 ------ ONTARIO ST., FREEMAN ST., NUTTMAN AVE., & NORFOLK & WESTERN R.R. -- 110
154-77 ------ GLENWOOD PARK LIFT STATION ELIMINATION --------------------- 112
157-77 ------ permanent & temporary easements of 20' over property owned by CENTURY 21 INVESTMENTS, INC. ---------------------------- 5
157-77 ------ NUNC PRO TUNC
North 17 degrees 38 minutes west 900.0'--------------------- 23
157-77 ------ permanent & temporary - BOURIES RESERVE, ANN HACKLEY RESERVE, & RICHARDVILLE RESERVE ------------------------------------ 49

HEREIN INCORPORATED

SEWER RESOLUTIONS

300-77 ------ WASHINGTON CENTER ROAD LIFT STATION ELIMINATION, PHASE I ----- 55
299-77 ------ TILLMAN ROAD INTERCEPTOR SANITARY SEWER ---------------------- 97
298-77 ------ RIVERBEND WOODS, SECTION I ---------------------------------- 50
297-77 ------ DEISTER MACHINERY SANITARY SEWER REPAIR ---------------------- 98
296-77 ------ WASHINGTON CENTER RAOD LIFT STATION ELIMINATION, PHASE I ----- 119
295-77 ------ GLENWOOD PARK LIFT STATION ELIMINATION ----------------------- 113
294-77 ------ FREEMAN STREET - COVINGTON ROAD SANITARY SEWER --------------- 111

130-78 ------ NW CENTRAL NEIGHBORHOOD PHASE II IMPACT AREA ----------------- 32
129-77 ------ OAKDALE DRIVE, BROADWAY, & WEBSTER --------------------------- 67
128-77 ------ ANTHONY WAYNE VILLAGE, SECTION 7 ----------------------------- 71
127-77 ------ CAPITOL AVENUE --- 72
126-77 ------ E. CENTRAL NEIGHBORHOOD IMPACT AREA PHASE II ----------------- 62
125-77 ------ CENTRAL BUSINESS DISTRICT, PENN CENTRAL R.R., SUPERIOR ST., LAFAYETTE ST., & EWING ST. ---------------------------------- 87
124-77 ------ W. CENTRAL NEIGHBORHOOD IMPACT AREA, PHASE II ---------------- 114

SEWER EXTENSIONS

Agreement by & between BEN BUNT REALTY, INC. & CITY for the construction of a sanitary sewer for the HOLLOWS, SECTION I. ------------------------------- 1

Supplemental Sanitary Sewage Treatment Agreement by & between CITY & CITY of HEW HAVEN whereby CITY has agreed to accelerate starting date of Agreement to provide for treatment of wastes from MEADOWBROOK ADDITION & charges for said sewage service. -- 8

Agreement between AM-CAL CONSTRUCTION CORPORATION & CITY for construction of sanitary sewer in MAPLECREST DR. & HICKSVILLE RD. area. ----------------- 10

Agreement between JOSEPH ZURZOLO & CITY for construction of sanitary sewer for existing sanitary sewer manhole located 220 + L.F. west of 50 + L.F. north of the center line intersection of CLINTON ST. & GLENN AVE., northwesterly 400 + L.F. terminating at proposed manhole. ----------------------- 11

Agreement by & between MORRIS LIECHTY & CITY for construction of a sanitary sewer in area of DUPONT & TONKEL RDS. (OAK GROVE ESTATES OFFSITE SANITARY SEWER) --- 21

Agreement between ROBERTS DEVELOPMENT CORPORATION & CITY, prepared & approved by WPC Engineering Dept., which provides for construction of a sanitary sewer known as COLUMBIA AVE. SANITARY SEWER. ------------------------------- 30

Agreement between WOODMONT REALTY INC. & CITY prepared by WILLIAM N. SALIN, city attorney, which provides for construction of a sanitary sewer known as WOODMONT SECTION 4. -- 31

Agreement between K & H REALTY CORPORATION & CITY for developing the remainder of the HERMAN YOUNG property south of COLISEUM BLVD. & west of N. CLINTON.-- 73

Agreement between MICHAEL W. THOMAS & CITY for VILLAS of the MARKETPLACE SANITARY SEWER. (CANTERBURY VILLAS) -- 81

Agreement between LITTLE TURTLES TERRITORIES INC. & CITY for FALLEN TIMBERS, SECTION B. -- 82

Agreement between NORTHEASTERN CONSTRUCTION CO. INC. & CITY for contruction for sanitary sewer for HILLSBORO, SECTION I & offsite sanitary sewer main #1 from LONDONBERRY LANE north to ROTHMAN ROAD. ---------------------------- 86

Agreement dated Oct. 17, 1977, between ST. VINCENT CATHOLIC CHURCH & CITY for construction of ST. VINCENT CATHOLIC CHURCH SANITARY SEWER. ------------ 90

Agreement between AMFED SERVICE CORPORATION & CITY to construct PAPERMILL BLUFFS, SECTION I - offsite sanitary sewer main #1. ----------------------- 93

Agreement between CITY & FORT WAYNE TURNERS, INC. for permission to obtain a temporary building sewer permit in order to construct a sanitary lift station on the east side of PARNELL AVE., & the south line of SPY RUN EXT.-- 100

SEWER EXTENSIONS - CONTINUED

Amended Temporary Sanitary Sewer Connection Agreement between SW CHURCH of CHRIST & CITY concerning the described property owned by the CHURCH. LOT #5 in the subdivision of the estate of JOHN MILLER of the SE 1/4 of SECTION 20 in TOWNSHIP 30 NORTH, RANGE 12 EAST. ---------------------------- 101

Sewage Treatment Agreement between CITY of FORT WAYNE & MAYSVILLE REGIONAL SANITARY SEWER DISTRICT whereby the city will treat sewage from MAYSVILLE REGIONAL SANITARY SEWER DISTRICT. --- 84

Sewage Treatment Agreement between CITY of FORT WAYNE & LEO-CEDARVILLE REGIONAL SEWER DISTRICT whereby the city will treat sewage from LEO-CEDARVILLE DISTRICT. -- 85

AGREEMENTS

Agreement between CITY & CONSOLIDATED RAIL CORPORATION to construct a grade crossing warning device on EWING. -- 5-25

Agreement between CITY & GRAHAM-EWING PROPERTIES - encroachment on an existing utility easement in HANNA'S ADDITION. -- 6-29, 93-12

(Lease) for DWENGER SUBSTATION, LAKESIDE SUBSTATION & THREE RIVERS SUBSTATION-- 39-16

(Lease) whereby CITY leases to NORTHEASTERN INDIANA CHAPTER MARCH of DIMES a building located at 328 E. BERRY ST. --- 43-12

(Lease) apreement between SUNDAY AUTO MART & CITY PARKING GARAGE. ------------- 44-19

Agreement between CITY & INDIANA STATE HIGHWAY COMMISSION for improvement of U.S. 27. (CLINTON ST.) --- 45-24

Agreement between CITY & INDIANA STATE HIGHWAY COMMISSION for allocation of FEDERAL FUNDS for PROJECT M-F 864. --- 70-13

Agreement between CITY & INDIANA STATE HIGHWAY COMMISSION for allocation of FEDERAL FUNDS for PROJECT H.H.I. 251-3. -------------------------------------- 71-14

Escrow agreement between JOHN DEHNER, LINCOLN NATIONAL BANK & TRUST CO. & CITY covering project - NORTH MAUMEE INTERCEPTOR - sewer res. 290-77, SEC. I. ------ 79-11

Escrow agreement between JOHN DEHNER, LINCOLN NATIONAL BANK & TRUST CO. & CITY covering project - NORTH MAUMEE INTERCEPTOR - sewer res. 290-77, SEC. II. ----- 79-12

Traffic Light Agreement from EDWARD ROSE for installation of a traffic signal at GOSHEN ROAD & HARRIS ROAD. -- 92-10

Real Estate Lease between JERRY VAUBEL & CITY - immediately west of NW corner of WAYNE & CALHOUN ST. -- 107-22

Acceptance agreement on PROJECT 3263-43-00 EPA NO. C-180538-01, WATER QUALITY CONTROL PROJECT. -- 113-22

Agreement between CITY & INDIANA STATE HIGHWAY COMMISSION providing for FEDERAL AID FUNDING. -- 113-23

Agreement for deferred payment of area connection fees for TRIER RIDGE PARK, PHASE II, SECTION I & II. --- 113-24

Agreement between INDIANA STATE HIGHWAY COMMISSION & CITY approving Federal Aid for preliminary engineering on RUDISILL BLVD. from LAFAYETTE to HARRISON. (M-F 720) (1) -- 122-14

Agreement between INDIANA STATE HIGHWAY COMMISSION & CITY approving Federal Aid for preliminary engineering for HOBSON RD. from U.S. 30 BYPASS to S.R. 37. (M-F 072) (1) -- 122-15

Agreement between INDIANA STATE HIGHWAY COMMISSION & CITY approving Federal Aid for preliminary engineering for intersection of PAULDING RD., HANNA ST., & DECAUTR RD. (M-F 328) (1) -- 122-16

Agreement between CITY & INDIANA STATE HIGHWAY COMMISSION for improvement of U.S. 24. --- 126-15, 139-22

Modified Agreement from TURNBELL-GREEN & ASSOC. reducing cost to CITY for WASHINGTON CENTER RD. LIFT STATION ELIMINATION. ------------------------------ 143-13

Agreement between CITY & CITY UTILITIES ENGINEERING TECHNICAL SERVICES providing for CITY to pay CITY UTILITIES for all technical services. ------------------- 167-7

Agreement between CITY & ALLEN COUNTY BOARD of COMMISSIONERS concerning CITY-COUNTY participation percentage for ARDMORE - ENGLE RD. intersection. --------- 167-10

Agreement for architectural services for the FORT WAYNE HUMANE SHELTER. ------- 179-9

Agreement between CITY (CITY UTILITIES) & MR. PAUL G. FULKERSON for consulting services. -- 191-27

Escrow Agreement between BERCOT, INC., INDIANA BANK & TRUST CO. & BOARD of WORKS covering sewer res. 294-77 - FREEMAN-COVINGTON AREA. ------------------- 195-15

AGREEMENTS - CONTINUED

Escrow Agreement between WEIGAND CONST. CO., INC., INDIANA BANK & TRUST CO. & BOARD of WORKS covering the HUMANE SHELTER EDA PROJECT 06-51-26280. ----------- 196-16

Escrow Agreement between A. HATTERSLEY & SONS, INC., ANTHONY WAYNE BANK & BOARD of WORKS covering OLD CITY HALL renovation EDA PROJECT NO. 06-51-26917.-- 196-17 (MECHANICAL CONST.)

Escrow Agreement between W. A. SHEETS & SONS, INC., INDIANA BANK & TRUST CO. & BOARD of WORKS covering OLD CITY HALL renovation EDA PROJECT NO. 06-51-26917. (GEN. CONST.) -- 196-18

Escrow Agreement between T & F CONST. CORP. of INDIANA, INDIANA BANK & TRUST CO. & BOARD of WORKS covering St. Lighting Res. 125-77. ---------------------- 199-4

Indenture between CITY & INDIANA & MICHIGAN ELECTRIC CO. whereby CITY grants to I.& M. ELECTRIC CO. part of SEC. 35, TWP. 31 N., RANGE 12 EAST. --------------- 204-10

Cancel lease dated March 17, 1977 between CITY PARKING GARAGE & SUNDAY AUTO MART. --- 206-7

Agreement from ST. LIGHTING ADMINISTRATOR to employ FRANK DODRILL as a Consultant in ST. LIGHT ENGINEERING DEPT. ----------------------------------- 206-10

Four Acceptance Agreements on PROJECT NO. 3263-43-00 EPA NO. C-180538-01, WATER QUALITY CONTROL PROJECTS partial work. --------------------------------- 206-12

Fourt Acceptance Agreements on PROJECT NO. 3263-43-00 EPA NO. C-180538-01, WATER POLLUTION CONTROL PLANT EXPANSION WATER QUALITY CONTROL PROJECT for new equipment, DIVISION I. --- 207-14

Escrow Agreement between HAGERMAN CONST. CORP., LINCOLN NATIONAL BANK & TRUST CO., & BOARD of WORKS covering project: WATER CONTRACT NO. 77-W-1 WASH WATER RETENTION BASIN. --- 208-19

Agreement between ALLEN COUNTY BOARD of COMMISSIONERS & BOARD of WORKS for ARDMORE AVE. ENVIRONMENTAL IMPACT STATEMENT. -------------------------------- 208-21

Four Acceptance Agreements on Project No. 3263-43-00 EPA No. C-180538-01 for new equipment & material - DIVISION I WATER POLLUTION CONTROL PROJECT. -------- 211-13

Agreement between BOARD of WORKS & REDEVELOPMENT COMMISSION for const. & financing of Res. No. 5796-78 - THE LANDING. -------------------------------- 216-9

Agreement from MR. GREG SULT for consulting services for Claims Program of C.U. 225-3

Res. of INDIANA STATE HIGHWAY COMMISSION whereby the State releases & conveys its right title interest to CITY of STATE RD. 37 from North property line of MAUMEE AVE. to the South property line of U.S. 30 BYPASS. -------------------- 228-6

Six Acceptance Agreements on Project No. EPA C-180538-01, WATER QUALITY CONTROL PLANT EXPANSION. --- 229-12

Acceptance Agreements for partial work completed for WATER POLLUTION CONTROL EXPANSION DIVISION I - NO. 180538-01. -------------------------------------- 235-18

Agreement to convey Real Estate whereby the COUNTY of ALLEN conveys lots in LEWIS ADDITION & FLETCHERS ADD. to the CITY of FORT WAYNE. -------------------- 236-21

Three Acceptance Agreements on Project No. EPA C-180538-01 WATER QUALITY CONTROL PROJECT DIVISION I - WATER POLLUTION CONTROL PLANT EXPANSION. --------- 255-9

Wage Agreement between the CITY of FORT WAYNE & The INTERNATIONAL BROTHERHOOD of TEAMSTERS, LOCAL UNION #414 for an 8% wage increase. (WATER POLLUTION CONTROL MAINTENANCE) --- 258-5

Wage Agreement between CITY of FORT WAYNE & The INTERNATIONAL UNION of OPERATING ENGINEERS for an 8% wage increase. (ST. DEPT.) --------------------- 258-6

Wage Agreement between CITY of FORT WAYNE & INTERNATIONAL UNION of OPERATING ENGINEERS for an 8% wage increase. (FILTRATION & WATER POLLUTION CONTROL PL. -- 258-7

Wage Agreement between CITY of FORT WAYNE & OFFICE & PROFESSIONAL EMPLOYEES INTERNATIONAL UNION, Local no. 325 AFL-CIO for an 8% wage increase. ----------- 259-8

Acceptance Agreement on Project No. EPA C-180538-01, WATER QUALITY CONTROL PROJECT DIVISION I - WATER POLLUTION CONTROL PLANT EXPANSION. ----------------- 262-16

AGREEMENTS - CONTINUED

Agreement between ALLEN COUNTY BOARD of COMMISSIONERS & BOARD of WORKS for FAIRFIELD-EWING-WELLS ST. BRIDGE. ------------------------------------ 263-21

(Lease) between FORT WAYNE WATER UTILITY & JAMES L. ROTH whereby CITY leases 20 acres of land in HURSHTOWN area. ------------------------------ 265-9

Agreement between CITY of FORT WAYNE & HOWARD, NEEDLES, TAMMEN, & BERGENDOFF for Engineering Services for ADDITIONS & IMPROVEMENTS to the WASTEWATER FACILITIES. -- 266-12

Agreement between H.N.T. & B. (HENRY B. STEEG & ASSOC. DIVISION) & CITY of FORT WAYNE for EXPANSION of WASTEWATER FACILITIES. -------------------- 269-9

Wage Agreement between CITY of FORT WAYNE & INTERNATIONAL BROTHERHOOD of FIREMEN & OILERS for an 8% wage increase. ------------------------------- 290-12

Memorandum Agreement between CITY of FORT WAYNE & CENTURY 21 INVESTMENTS, INC. whereby CENTURY 21 agrees to include on final plat of RIVERBEND WOODS, SEC. II a permanent easement. ------------------------------------ 298-6

Memorandum Agreement between CITY of FORT WAYNE & CENTURY 21 INVESTMENTS, INC. whereby BOARD of WORKS deems it advisable to delete permanent easement 1 & temporary easement D. -- 298-7

Escrow Agreement between WINZELER EXCAVATING CO., INC. & BOARD of WORKS for sewer resolution 298-77 - ROTHMAN RD. area sewer PHASE I. ------------ 311-16

Agreement between KENNETH NIEMEYER REAL ESTATE & DEVELOPMENTS, INC. & CITY of FORT WAYNE from BRANNING HILLS, SEC. I per res. no. 277-16.----- 311-17

INVITATIONAL BIDS

(pavement) on SHELL DR. between ST. JOE CENTER RD. & SHANNON DR. (curb & gutter) at 6020 GOODFELLOW. --- Rieth-Riley Const. Co. - $3,428.20 ------- 88-10

(wingwalks & drainage) intersection of OAK & OHIO ST. --- Carrington & Assoc., Inc. - $3,675.30 -- 101-25

(pavement replacement) MATHIAS ST. --- Carrington & Assoc., Inc. - $2,633.35 -- 101-26

(alley) 1315 SCHILLING --- Carrington & Assoc., Inc. - $1,939.45 --------- 101-27

(replacement of pavement) on LEY RD. --- Rieth-Riley Const. Co. - $4,419.70 -- 101-28

S. ANTHONY, PETTIT & SMITH, ORCHARD LN. & WAYNEDALE INTERSECTION --- Carrington & Assoc., Inc. - $3,243.40 ------------------------------------ 101-29

(pavement removal & replacement of wingwalks) STATE BLVD. & FOREST VALLEY & MATHIAS ST. --- Carrington & Assoc., Inc. - $2,633.35 ------------------ 146-10

(corner wingwalks) on NORTH HIGHLANDS & CHEROKEE & (alley returns) at rear of 1315 SCHILLING --- Carrington & Assoc., Inc. - $1,939.45 --------- 146-11

(pavement replacement) LAKE AVE., intersection of LAVERN (alley) between KENWOOD & GLENWOOD & (curb removal & replacement) 2516 BARNHART --- Carrington & Assoc., Inc. - $2,556.50 ------------------------------------ 157-18

(repair of manhole in alley) North of STATE ST. between LEROY & LYNN --- Bercot, Inc. - $4,950.00 -- 160-9

(sidewalk) corner of MAUMEE & DUBOIS (sidewalk & wingwalk) MAUMEE side --- Carrington & Assoc., Inc. - $1,198.00 ------------------------------ 203-7

(wingwalk) on FRANCIS & LEWIS (pavement replacement) on ORCHARD LN. & WAYNEDALE INTERSECTION --- Carrington & Assoc., Inc. - $1,359.20 --------- 205-6

(alley) East of CALHOUN & north of ESMOND --- Carrington & Assoc., Inc. - $1,021.15 --- 216-10

(removal & replacement of concrete pavement) BOLTON DR. --- Emil P. Holliday - $1,534.00 -- 216-11

(replacement of sidewalk & drive) at 1304 SCOTT AVE. --- Carrington & Assoc., Inc. - $190.09 -- 227-7

INVITATIONAL BIDS - CONTINUED

Crack Filling & Pot Hole repair as per Emergency Res. 65-281-19.--------- 286-12

Equipment, labor & supplies for 10" pump as per Emergency Res. 65-308-4 --- John Dehner, Inc. - $46.60 per hour. ----------------------- 316-1

DEEDS, DEDICATIONS, EASEMENTS & GRANTS

Release of mortgage in part of lots 2 & 3 in C.L. CENTLIVER BREWING CORP. & part of OLD FEEDER CANAL In NE 1/4 of SECTION 35. --------------- 1-6

Street dedication of lots 1, 2, & 3 in STIRLENS SUBDIVISION. ------------ 2-7

Street dedication of lots 2 & 3 in C.L. CENTLIVER BREWING CORP. ADD., & part of OLD FEEDER CANAL In NE 1/4 of SECTION 35. --------------------- 2-8

Grant of permanent easement in part of lot 4 in C.L. CENTLIVER BREWING CORP. ADD. -- 3-9

Grant of permanent easement commencing at intersection of north right-of-way of EDNA & the west right of way of SPY RUN. ---------------------- 3-10

Street dedication of COMMUNITY DRIVE. ---------------------------------- 6-31

Transfer of title of SHOAFF PARK VILLAGE EAST from ROBERT P. & BETTY D. LLOYD to CITY of FORT WAYNE. --- 33-17

Amendment to the plat & to the Declaration of Covenants, Conditions & Restrictions of GEORGETOWN PROFESSIONAL VILLAGE. ----------------------- 36-8

Deed - Request from RUCKMAN-HANSEN for special permission to install a sanitary sewer along INDUSTRIAL ROAD. --------------------------------- 45-22

Partial release of easement in lots 1 thru 6 & 7 thru 12 in block 19 of EWINGS ADD. --- 45-25

Release & quit claim of WEBSTER ST. from the south right of way of West MAIN to the north right of way of West BERRY ST. ------------------- 49-9

Grant of easement, quit claim in SECTION 5. ---------------------------- 49-11

Sewer easement on part of lots 323, 322, & 321 in HANNA'S ADDITION. ----- 93-12

Amended Overflow & Drainage Easement dated Oct. 17, 1977 between LAKE COUNTY TRUST CO. & CITY of FORT WAYNE for GLENBROOK SHOPPING CENTER AMENDED OVERFLOW DRAINAGE. --- 99-15

Grant of easement, quit claim NW 1/4 of SECTION 6. ---------------------- 100-19

Deed conveying lot 5 in LANTERNIERS SUBDIVISION. ------------------------ 107-21

Building encroachment easement whereby CITY allows ROBERT H. & CAROLYN A. STRITE to encroach upon CITY controlled property & provisions. ------- 115-10

Warranty deed for lots 214, 215 & south 20 ft. of lot 213 in LEWIS ADD.-- 156-11

Special Warranty Deed whereby CITIES SERVICE OIL CO. grants & conveys to CITY UTILITIES lots 213, 214, & 215 in LEWIS ADD. ---------------------- 189-20

Grant of easement & quit claim in connection with NORTH MAUMEE INTERCEPTOR, SECTION 2. -- 191-25

Release of mortgage from IRVING TRUST CO. to I.M. ELECTRIC CO. for real estate transferred to CITY for relocation of SPY RUN AVE. --------------- 204-9

Received Covenant on lot 62, SECTION C - HICKORY GROVE ADD. ------------- 229-7

Warranty Deed for vacated portion of DECATUR RD. adjacent to lot 40 in GARDENDALE ADDITION. --- 230-14

Dedication of right of way over & across lot 7 & lot 8 in J.D. PARKER ESTATES ADDITION. -- 237-2

Quit Claim deed for real estate at COOMBS & COCHRAN STREETS. ------------ 263-17

Grant of easement, convey, grant & quit claim lot 23 of STRATHMORE PLACE ADDITION. -- 273-10

Protective Restrictions, Covenants, Limitations & Easements for LEVALD' OR, SECTION I. -- 276-8

DEEDS, DEDICATIONS, EASEMENTS & GRANTS

Protective Restrictions, Covenants, Limitations & Easements for RIVERBEND WOODS, SEC. II. -- 276-9

Grant of easement, convey, grant & quit claim lots 19 & 20 in STRATHMORE PLACE ADDITION. -- 273-11

Grant of easement, convey, grant & quit claim lot 24 in STRATHMORE PLACE ADDITION. --- 274-12

Grant of easement, convey, grant & quit claim lots 21 & 22 in STRATHMORE PLACE ADDITION. -- 274-13

Grant of easement, convey, grants, & quit claims a part of ANN HACKLEY RESERVE. --- 298-8

Release of easement on parts of lots 147, 148, 149, 155, 156, & 157 in DELTA HEIGHTS ADDITION. --- 303-20

CABLE TELEVISION

Proposal from JACKSON COMMUNICATION CORPORATION for MAKE READY SURVEY for CABLE TELEVISION. --- 71-15

Escrow agreement from FORT WAYNE NATIONAL BANK whereby FORT WAYNE NATIONAL BANK will receive one copy of all bids for CABLEVISION SYSTEM. ------------ 189-19

Received bids for providing CABLE TELEVISION SYSTEM for the CITY of FORT WAYNE. --- 194-6

COUNCIL

CITY UTILITIES PURCHASE ORDERS

2430	ALLEN COUNTY MOTORS, INC.	$ 18,692.85	5/09/78	307-9
9009	ROCKWELL INTERNATIONAL METER	106,258.00	8/09/77	6-30
9010	HERSEY METER PRODUCTS	5,788.51	8/09/77	6-30
9024	CITY UTILITIES GARAGE	2,500.00	11/08/77	112-10
9124	STOCKBERGER MACHINERY, INC.	21,275.00	8/23/77	15-13
9127	NORTHERN GRAVEL CO.	2,840.00	8/23/77	15-12
9135	REMS CORPORATION	4,350.00	9/13/77	33-20
9143	CLOW CORPORATION	4,849.72	8/23/77	15-14
9152	BRUNING DIVISION	22,625.00	9/13/77	28-9
9194	ALLEN COUNTY MOTORS	7,190.00	9/27/77	61-25
9195	DELPHI BODY WORKS, INC.	9,670.00	9/27/77	61-25
9196	INTERNATIONAL HARVESTER	15,589.87	9/27/77	61-25
9197	HOOSIER TRUCK EQUIPMENT	3,871.00	9/27/77	61-25
9219	FAIRLANE DRILLING & TESTING CO.	3,252.00	9/27/77	50-13
9232	F.S. BRAINARD & CO., INC.	2,649.00	9/27/77	59-15
9248	VARIAN INSTRUMENT DIVISION	32,474.00	10/11/77	70-10
9245	JOHN DEHNER, INC.	3,679.91	10/25/77	84-15
9253	ALLEN COUNTY MOTORS	10,242.00	10/11/77	70-11
9259	MACDONALD MACHINERY CO.	2,750.00	10/11/77	74-13
9297	PREFERRED PRODUCTS	12,767.40	10/25/77	89-19
9298	GENERAL ELECTRIC CO.	15,990.00	10/25/77	98-18
9307	WATER WORKS SUPPLIERS	11,992.50	10/25/77	99-13
9308	POINSATTE MOTORS, INC.	8,991.04	10/25/77	99-14
9309	HEFNER CHEVROLET, INC.	4,850.84	10/25/77	99-14
9326	GRAYBAR ELECTRIC COMPANY	13,215.00	11/08/77	109-3
9327	R.P.S. PRODUCTS	13,250.19	11/08/77	116-16
9328	ANTHONY MOTOR PARTS	7,004.77	11/08/77	116-16
9329	IMEL BATTERY	1,007.05	11/08/77	116-16
9330	CROWN BATTERY	5,788.30	11/08/77	116-16
9331	INDLAND OILS	3,759.75	11/08/77	116-17
9332	AERO OIL COMPANY	11,616.95	11/08/77	116-17
9334	SUMMIT CITY STANDARD	4,278.43	11/08/77	116-17
9335	GLADIEUX REFIN.	9,931.00	11/08/77	116-17
9337	CENTRAL SUPPLY CO., INC.	31,000.00	12/13/77	146-9
9340	DOUBLEDAY BROTHERS & CO.	3,484.44	11/08/77	122-17
9343	ALLEN COUNTY TIRE STORE	66,717.44	11/08/77	117-18
9344	GENERAL TIRE CO.	25,792.01	11/08/77	117-18
9345	WESTINGHOUSE ELECTRIC CO.	6,647.00	11/08/77	109-4
9354	WATER WORKS SUPPLIES	40,603.50	11/08/77	122-18
9355	COOPER DISTRIBUTION COMPANY	5,570.00	11/08/77	122-18
9358	WAYNE PIPE & SUPPLY	9,976.00	11/08/77	122-12
9361	E.H. WACHS CO.	7,125.75	11/08/77	117-19

CITY UTILITIES PURCHASE ORDERS - CONTINUED

9364	COOPER DISTRIBUTING CO.	$ 48,600.00	11/22/77	127-22
9375	ROCKWELL INTERNATIONAL METER	147,161.50	11/22/77	128-23
9376	HERSEY METER PRODUCTS	5,904.58	11/22/77	128-23
9383	HIPSKIND ASPHALT CORP.	3,550.00	11/22/77	133-20
9387	PAUL C. BRUDI STONE & GRAVEL CO.	BLANKET	11/22/77	128-24
9388	MIDWEST AGGREGATES CORP.	BLANKET	11/22/77	128-24
9389	MAY STONE & SAND, INC.	BLANKET	11/22/77	128-24
9392	WAYNE ASPHALT CO.	1,800.00	11/22/77	133-20
9426	HOOSIER FORD, INC.	7,252.72	12/13/77	168-15
9427	MARBLEHEAD LIME CO.	BLANKET	11/22/77	139-20
9428	MISSISSIPPI LIME CO.	BLANKET	11/22/77	139-20
9429	BASF WYANDOTTE CORPORATION	BLANKET	11/22/77	139-20
9430	ICI AMERICAN, INC.	BLANKET	11/22/77	139-20
9431	CITIES SERVICE COMPANY	BLANKET	11/22/77	139-20
9432	CALVERT CHEMICAL COMPANY	BLANKET	11/22/77	139-20
9433	ULRICH CHEMICAL, INC.	BLANKET	11/22/77	139-20
9434	ULRICH CHEMICAL, INC.	BLANKET	11/22/77	139-20
9435	ULRICH CHEMICAL, INC.	BLANKET	11/22/77	139-20
9436	ULRICH CHEMICAL, INC.	BLANKET	11/22/77	139-20
9445	HEFNER CHEVROLET, INC.	4,640.56	12/13/77	152-13
9487	PREFERRED PRODUCTS	8,326.40	12/13/77	168-16
9488	GENERAL ELECTRIC COMPANY	5,750.00	12/13/77	168-13
9503	PREFERRED PRODUCTS	4.048.20	12/13/77	169-20
9504	GENERAL ELECTRIC CO.	5,070.00	12/13/77	169-20
9542	INTERNATIONAL HARVESTER	16,500.00	1/10/78	184-26
9543	W.A. JONES & SON	4.063.00	1/10/78	184-26
9544	DOUBLE ENVELOPE	10,920.00	1/10/78	184-25
9656	SUMMIT CITY STANDARD	BLANKET	1/24/78	196-19
9657	SMITH PETROLEUM	BLANKET	1/24/78	196-19
9658	LASSUS BROTHERS	BLANKET	1/24/78	196-19
9659	LARUE ENERGY	BLANKET	1/24/78	196-19
9660	INDLAND OILS	BLANKET	1/24/78	196-19
9661	FORT MEYERS	BLANKET	1/24/78	196-19
9662	GLADIEUX REFINERY	BLANKET	1/24/78	196-19
9665	HOOSIER FORD, INC.	4,791.29	1/10/78	188-15
9687	CRAFT LABORATORIES	3,345.25	1/24/78	200-10
9688	JANITORS SUPPLY CO., INC.	1,879.75	1/24/78	200-10
9731	DEEDS EQUIPMENT CO., INC.	4,736.90	2/14/78	210-8
9793	GENERAL ELECTRIC CO.	4,550.00	3/14/78	247-12
9794	PREFERRED PRODUCTS	3,840.20	3/14/78	247-13
9800	TAB PRODUCTS COMPANY	2,680.00	3/14/78	248-14
9812	STOCKBERGER MACHINERY, INC.	5.110.13	4/25/78	285-5
9833	KITCHEN MACHINERY, INC.	2,217.05	3/28/78	259-9
9858	ROCKWELL INTERNATIONAL MUNICIPAL & UTILITY DIVISION	4,166.33	4/11/78	273-7
9871	GENERAL ELECTRIC SERVICE SHOP	3,271.30	4/25/78	294-9
9892	MILLCRAFT PAPER CO.	3,702.50	4/25/78	285-5
9921	BERCOT, INC.	78,650.00		310-9
9922	JOHN DEHNER, INC.	14,164.00		310-10
9936	BERCOT, INC.	54,300.00		310-11
9952	JOHN DEHNER, INC.	5,000.00		310-12

COUNCIL

CIVIL CITY PURCHASE ORDERS

00001	WAYNE ASPHALT & CONST. CO., INC.	$ 475.00		156-14
00017	WAYNE ASPHALT & CONST. CO., INC.	11,856.55		113-17
00035	WAYNE ASPHALT & CONST. CO., INC.	844.68		156-15
00067	L.W. DAILEY	2,619.00		112-16
00079	GRINSFELDER-McARDLE ASSOC., INC.	1,037.43 & 217.00		64-14
01116	GLADIEUX REFIN.	BLANKET		20-17
01118	LASSUS FUEL OIL CO.	BLANKET		20-17
01209	MORTON SALT CO.	15.98/ton	9/13/77	44-14
01295	BRUDI STONE & GRAVEL INC.	BLANKET	9/27/77	64-12
01296	GRAVES TRUCKING CO.	BLANKET	9/27/77	64-12
01351	CENTRAL SUPPLY CO., INC.	31,000.00	12/13/77	146-9
01396	R.P.S. PRODUCTS	13,250.19	11/08/77	116-16
01397	ANTHONY MOTOR PARTS	7,004.77	11/08/77	116-16
01398	IMEL BATTERY	1,007.05	11/08/77	116-16
01399	CROWN BATTERY	5,788.30	11/08/77	116-16
01400	INDLAND OILS	3,759.75	11/08/77	116-17
01401	AERO OIL CO.	11,616.95	11/08/77	116-17
01402	A.B.C. MOTOR OIL	230.40	11/08/77	116-17

COUNCIL

CIVIL CITY PURCHASE ORDERS

CONTINUED

01403 - SUMMIT CITY STANDARD ------ $ 9,931.00 --- 11/08/77 ----- 116-17
01407 - ALLEN COUNTY TIRE STORE --- 66,717.44 --- 11/08/77 ----- 117-18
01408 - GENERAL TIRE CO. ---------- 25,792.01 --- 11/08/77 ----- 117-18
01465 - PAUL C. BRUDI
STONE & GRAVEL CO. -------- BLANKET --- 11/22/77 ----- 128-24
01466 - MIDWEST AGGREGATES CORP.--- BLANKET --- 11/22/77 ----- 128-24
01467 - MAY STONE & SAND INC. ----- BLANKET --- 11/22/77 ----- 128-24
01476 - HIPSKIND ASPHALT CORP.----- 3,550.00 --- 11/22/77 ----- 133-20
01477 - WAYNE ASPHALT CO. --------- 1,800.00 --- 11/22/77 ----- 133-20
01881 - DEEDS EQUIP. CO. ---------- 32,465.00 --- 12/13/77 ----- 168-14
01966 - HEFNER CHEVROLET, INC. ---- 4,288.25 --- 2/14/78 ----- 210-7
01982 - CRAFT LABORATORIES -------- 3,345.25 --- 1/24/78 ----- 200-10
01983 - JANITORS SUPPLY CO., INC.-- 1,879.75 --- 1/24/78 ----- 200-10
02004 - SUMMIT CITY STANDARD ------ BLANKET --- 1/24/78 ----- 196-19
02005 - SMITH PETROLEUM ----------- BLANKET --- 1/24/78 ----- 196-19
02006 - LASSUS BROTHERS ----------- BLANKET --- 1/24/78 ----- 196-19
02007 - LARUE ENERGY -------------- BLANKET --- 1/24/78 ----- 196-19
02008 - INDLAND OILS -------------- BLANKET --- 1/24/78 ----- 196-19
02009 - FORTMEYERS ---------------- BLANKET --- 1/24/78 ----- 196-19
02010 - GLADIEUX REFIN. ----------- BLANKET --- 1/24/78 ----- 196-19
02393 - HEFNER CHEVROLET, INC.----- (1 Yr.) 3,488.88 (2 Yr.)6,977.76 --- 5/09/78 --- 307-10
03425 - CARRINGTON & ASSOC. ------- 1,021.15 ------------------ 216-10
03426 - EMIL P. HOLLIDY ----------- 1,534.00 ------------------ 216-11
03438 - CARRINGTON & ASSOC. ------- 190.09 ------------------ 227-7
04246 - CARRINGTON & ASSOC. ------- 2,633.35 ------------------ 101-26
04247 - CARRINGTON & ASSOC. ------- 1,939.45 ------------------ 101-27
04248 - RIETH-RILEY CONST. CO. ---- 4,419.70 ------------------ 101-28
04249 - CARRINGTON & ASSOC. ------- 3,243.40 ------------------ 101-29
04271 - CARRINGTON & ASSOC. ------- 2,556.50 ------------------ 157-18

CONSULTING ENGINEERS

ARCHONICS CORPORATION

Inv. 7 ------ HUGUENARD CORP. ------ $ 3,000.00 ---------------- 40-20

GRINSFELDER - McARDLE ASSOC., INC. --- SENIOR CITIZENS CENTER

ARCHITECTURAL GRAPHICS, INC. ------------------------------------- 10-3, 269-11

BUSINESS EQUIPMENT CO. -- 38-6, 64-13, 138-18

CAROLYN INTERIORS -- 90-24

HARRISON HOUSE FOOD SERVICE ------------------------------------- 53-29, 80-14

LEWIS & CHRISTEN OFFICE SUPPLY CO. ------------------------------ 219-11, 276-11

OFFICE INTERIORS -- 144-25, 152-14, 206-8

MOELLERING CONST. CO., INC. ------------------------------------- 16-19, 30-19, 53-30, 88-8

SEARS, ROEBUSK & CO. -- 21-21, 33-15, 147-13

SIEBOLD-PRICE TREE & LANDSCAPE CO. ------------------------------ 29-11, 56-13, 98-10, 156-12, 280-11

GRINSFELDER - McARDLE ASSOC., INC. --- SENIOR CITIZENS CENTER

ARCHITECTURAL SERVICES -- 16-20, 16-21, 64-14, 93-14, 144-21, 235-17

MARTINDALE, TOURNEY, GIBSON, INC. --- HUMANE SHELTER

INV. 1 ------ ARCHITECTURAL SERVICES ---- $ 19,000.00 ------------ 179-7
INV. 2 ------ ARCHITECTURAL SERVICES ---- 2,689.00 ------------ 179-9
------------- SOIL-TESTING & ENGINEERING---- 450.00 ------------ 179-6

CONTINUED

McNAMEE, PORTER & SEELEY --- THREE RIVERS FILTRATION PLANT

FAIRLANE DRILLING & TESTING CO. --------------------------------- 147-14

MICHAEL F. POPP, ARCHITECT --- NEBRASKA COMMUNITY CENTER

E.A.REIM (PLUMBING & HEATING, INC.) -- final inv.-- $3,640.00 --- 211-9

HAWK CONSTRUCTION, INC. -------------- final inv.-- $7,885.00 --- 241-16

TURNBELL-GREEN & ASSOC.

Railroad crossing per agreement dated July 1, 1977. ------------- 126-14
Inv. 1 --------------------------------$8,437.50

FEDERAL GRANTS

65-75-18 - HUMANE SHELTER (06-51-26280) Sept. 28, 1977 ---------- 75-18

65-75-19 - FREEMAN-COVINGTON SEWER (06-51-26281) Sept. 28, 1977-- 75-19

65-76-20 - CENTRAL BUSINESS DISTRICT LIGHTING & SIGNAL MODERNIZATION (06-51-26289) Sept. 28, 1977------------------- 76-20

65-84-16 - OLD CITY HALL (06-51-26917) Oct. 5, 1977 ------------- 84-16

MISCELLANEOUS

Request from NORTHCREST CIVIC ASSOCIATION for permission to hold parade on Sept. 10, 1977. -- 4-13

Agreed order by & between BOARD of WORKS & INDIANA STREAM POLLUTION CONTROL BOARD for the THREE RIVERS FILTRATION PLANT & fining CITY $10,000.00. ------- 4-18

Invoice from BEVERIDGE, FAIRBANKS, & DIAMOND in amount of $122.28 for services on FPC HEARINGS. -- 9-13

Request from STATEWOOD BAPTIST CHURCH for permission to hold parade on August 14, 1977. --- 19-9

Invoice of MATERIALS INSPECTION & TESTING, INC. in the amount of $520.00 for absolute viscosity test of liquid asphalt-1977 resurfacing projects. ---- 20-19

Request from WAYNE GREMORE for permission to hood meters at BARR ST. MARKET on August 20, 1977. --- 24-11

Request from SPIRITUAL ISRAEL CHURCH for permission to hold parade on August 21, 1977. --- 24-12

Request from NEBRASKA NEIGHBORHOOD ASSOC. for permission to hold parade on August 27, 1977. --- 28-6

Request from RINGLING BROTHERS BARNUM BAILEY CIRCUS for permission to hold parade on Sept. 6, 1977. -- 28-7

Invoice from JOHN DEHNER, INC. in the amount of $3,673.66 for emergency repair at 2700 FAIRFIELD AVE. -- 33-18

Building Line Revision & Change in Ristriction No. 5 for GREENVALE ADDITION, SECTION B. -- 47-3

Received plans & profile of HOMESTEAD ACRES, SECTION I. -------------------- 47-4

CHARLES BELL is authorized to act as official appraisal agent for CITY of FORT WAYNE'S ABANDONED VEHICLE PROGRAM. ------------------------------------ 56-16

Write-off of CITY UTILITIES unpaid misc. accounts receivable. -------------- 60-16

Misc. concrete work at 1738 PURDUE DR., 1011 HIGH ST., 1101 HIGHT ST., 2304 INDIAN VILLAGE BLVD., ECKART ST., LAKE AVE., & GROVE ST. in the amount of $1,689.85. --- 60-19

Maintenance Contract - St. Lighting System - STANDISH between PETTIT & FAIRFAX. --- 60-20

Maintenance Contract - St. Lighting System - DAWN & DELAWARE. -------------- 60-23

Request from L.J. PONGONIS for permission to hold a block party on Sept. 18, 1977. -- 61-26

Request from 5-H CLUB of PAULDING COUNTY, OHIO, for permission to hold parade on Dec. 17, 1977. -- 77-3

Request from FORT WAYNE TRACK CLUB for permission to hold parade on Oct. 23, 1977. -- 86-6

Repavement repair work at the intersection of NEW HAVEN AVE. & ROY ST. L.W. DAILEY, INC. to make said repair in the amount of $1,146.00. ----------- 89-17

Request from MS SOCIETY for permission to hold parade on Oct. 13, 1977. ----- 90-27

Invoice of MATERIALS INSPECTION & TESTING, INC. in the amount of $1,144.00 for absolute viscosity tests of liquid asphalt-1977 resurfacing projects. --- 93-13

Procedure to insure billing for water and/or Sewage Disposal Service. ------- 98-8

Request from EVARD ELECTRIC for permission to place "NO PARKING ZONE" in front of 612 S. CALHOUN ST. on Oct. 14, 1977. ------------------------------ 101-31

Request from 44th INDIANA VOLUNTEERS INFANTRY for permission to hold parade on Oct. 30, 1977. -- 111-7

Received letter of understanding from NORTH EASTERN CORP. in reference with CITY serving area in ST. JOSEPH TWP. with sanitary sewer. ------------------ 123-20

Reveived letter of understanding from NORTH EASTERN CORP. in reference with CITY installing water main on North side of EVARD RD. between Lots 84 & 85 ELDRADO HILLS to CONCORD HILLS, SEC. I on ROTHMAN RD. ---------------------- 123-21

MISCELLANEOUS - CONTINUED

Pursuant to 5% pay increase being granted to ROBERT CASSIDY, BOARD of WORKS accepts responsibility of paying amount of his wages. ------------------------ 310-7
313-5

Request from LINCOLN NATIONAL LIFE INSURANCE CO. for permission to hood meters 103 thru 109 on south side of DOUGLAS ST. on May 5, 1978 all day. ----- 315-11

Request from SACRED HEART LITTLE LEAGUE for permission to hold parade on May 6, 1978. --- 315-12

Ordered North one acre of property at 4400 NORTH WASHINGTON RD. released from area connection fees. -- 227-9

Received 3 quotations from H.N.T. & B. for a Fault Current & Coordination Study for WATER POLLUTION CONTROL PLANT ELECTRICAL SYSTEM. ------------------- 313-5

PETITIONS

ALLEYS, SIDEWALKS, STREETS, & CURBS

2508 to 2518 BUENA VISTA DR. (east side) ---------------------------------- 4-15
2509 to 2609 BUENA VISTA DR. (west side) ---------------------------------- 4-15
FAIRFIELD TERRACE, from 5200 BUELL DR. to 5300 BUELL DR. ---------------- 299-13
3721 to 3731 INWOOD DR. -- 59-12
823 KINSMOOR --- 308-18
KOONS ST. from ELZEY ST. to BRADBURY ST. -------------------------------- 37-16
1718 to 1732 LAKE AVE. (south side) ------------------------------------- 93-18
2500 block of MAPLE AVE. -- 294-14
McKINNIE AVE. from WAYNE TRACE to HESSEN CASSEL ------------------------- 29-12
826 NUTTMAN AVE. -- 70-8
4616 OLIVER ST. --- 65-21
5137 RIVIERA DR. -- 23-8
5102 ROBERTA DR. -- 106-16
RUDISILL BLVD. from CALHOUN to CLINTON --------------------------------- 160-6
1236 SCOTT AVE. --- 19-15
1304 SCOTT AVE. --- 23-9
SMITH ST. from E. CREIGHTON to BUCHANAN ST. ---------------------------- 44-16
SOUTH PARK DR. -- 45-23
1925 SPY RUN AVE. --- 16-22
ST. JOSEPH BLVD./LAKESIDE BRIDGE, TENNESSEE, COOMBS, & COLUMBIA --------- 279-8
2019 WARSAW ST. --- 74-14

SEWERS

2330 BIRCHWOOD -- 59-11
CALHOUN ST. & west by HARRISON ST. from RUDISILL BLVD. to KILLEA ST. ---- 134-27
1600 block of N. COLISEUM BLVD. to serve lots 6 & 7 DELTA HEIGHTS ADD. -- 299-12
COOK RD. from COLDWATER RD. to AUBURN RD. ------------------------------- 174-6
4069 DANER DR. in RANCHWOOD area -- 44-15
DUPONT RD. from LEO RD. to 1500 + LF west of DUPONT RD. ----------------- 241-18
GREENDALE DR. & BUESCHING DR. from TRIER to NORTH DR. ------------------ 19-14
GREENDALE DR. bet. TRIER RD. & NORTH DR. -------------------------------- 259-10
HESSEN CASSEL RD., TILLMAN to MAPLES, SOUTHWIN DR. & CRESTMONT DR. ------ 302-14
HUNTINGTON RD., ALLISON AVE., & KINNERK RD. ----------------------------- 177-6
ILLINOIS RD. from GETZ RD. to EAST -------------------------------------- 203-8
KOONS ST. from ELZEY ST. to BRADBURY ST. -------------------------------- 37-16
KRUGE PLACE ADDITION & SAVOIE'S SUBDIVISION ----------------------------- 134-29
2134 W. LUDWIG RD. from BEEDLE RD. to PENN CENTRAL R.R. ----------------- 163-15
PARKER DR. -- 151-9
REWILL DR. from ILLINOIS RD. to NEW YORK CENTRAL R.R. ------------------- 80-21
ROUSSEAUS SUBURBAN GARDENS, HOLLYWOOD GARDENS, & MAYFIELD PL. ADD. ------ 184-20
1100 & 1200 block of SEDDLEMEYER AVE. ----------------------------------- 163-16
TERRY LN. & ST. JOE RD. from ST. JOE CENTER RD. to KENDALE DR. ---------- 219-6
WADINGTON RD. connecting to the SPY RUN INTERCEPTOR from COOK RD. ------- 250-4
WASHINGTON CENTER RD. from LIMA RD. ------------------------------------- 247-10
WHITE OAK from STATE to VANCE AVE. -------------------------------------- 84-14
WINCHESTER RD., LOWER HUNINGTON RD., ALLISON AVE. & KENNERK RD. --------- 177-6
4605 to 4608 WOODRIDGE DR. -- 134-28

STREET LIGHTING

BEECHWOOD DR. & BEECHWOOD CIRCLE -- 44-17
BUELL DR. from PASADENA to CLERMONT DR. --------------------------------- 39-15
2500 & 2600 block of BUENA VISTA DR. ------------------------------------ 4-16
3900, 4000, & 4100 blocks of HARRISON BLVD. ----------------------------- 40-17
E. RUDISILL BLVD. from LAFAYETTE to ANTHONY ----------------------------- 19-16

WATER

INWOOD DR. from COLUMBIA AVE. to LAKESIDE golfcourse -------------------- 279-17
KERCHEVAL PARK ADDITION --- 46-26

PLATS

AMBER RIDGE ESTATES	54-8
BRANNING HILLS, SEC. I	316-2
BITTERSWEET MOORS, SEC.II	137-11
CANDLE LITE PARK, SEC. C	83-8
CONCORD HILL, SEC. I	115-11
COUNTY PLACE	39-11
CROWN RIDGE ADDITION, SEC. A	257-3
THE HAMLETS of WOODLAND RIDGE, SEC. I	194-7
HEATHER RIDGE, SEC. I	19-11
HEATHER RIDGE, SEC. II	223-9
HILLSBORO, SEC. I	115-9
HILLSBORO, SEC. II	279-4
THE HOLLOWS, SEC. I	279-5
LAKE SHORES EXTENDED	54-7
LIBERTY HILL, SEC. 9	83-10
MANOR PARK, SEC. C	36-9
MANOR PARK, SEC. D	39-13
MARINER'S RIDGE SECTION 3	59-14
NEWFIELD, SEC.II	39-14
OAK GROVE, SEC. I	137-10
PAPERMILL BLUFFS, SEC. II	36-10
PLANTATION of ABOITE, SEC. II	83-9
PLANTATION PARK, SEC. II	316-4
SHOAFF PARK RIVER ESTATES	131-10
TAMERA PLACE	162-11
TIMBERCREST, SEC. B	39-12
WINTERFIELD II	19-12
WOODMONT, SEC. 3	121-10
WOODMONT, SEC. 4	121-11
WOODMONT, SEC. 5	316-3
BROADVIEW TERRACE EXT., SEC. I	36-6
CENTENNIAL INDUSTRIAL PARK, SEC. II	36-7, 50-17

POLE LINES

NORTHSIDE COLLINS DR., EAST & WEST of PROJECT DR.	206-11
WINCHESTER RD. approximately 750' SOUTH of NIGHTFALL RD.	1-4

PRELIMINARY PLANS

ANDREW ST. from FOURTH ST. to SPRING ST.	8-12
FOURTH ST. from BARTHOLD to SHERMAN ST.	8-12
THIRD ST. from BARTHOLD to SHERMAN ST.	8-12
BARTHOLD ST. from HIGH to THIRD ST.	8-12
WEFEL ST. from HIGH to THIRD ST.	8-12
GLENWOOD PARK LIFT STATION ELIMINATION SANITARY SEWER	9-16
Alley from STATE to FOREST bet. FLORIDA & ALABAMA AVE.	93-19
SMITH ST. bet. E. CREIGHTON to BUCHANAN ST.	98-9
SPY RUN AVE. adjacent to OLD FORT	163-17
WEST MAIN ST.	175-8
WEST SHERWOOD TERRACE from WAYNE TRACE	241-20

RESOLUTIONS

SEWERS

140-75 - COVINGTON RD. (FREEMEN ST. AREA)	48-5
286-75 - SENIOR CITIZEN CENTER COMBINATION SEWER	100-21, 100-22
287-76 - MONARCH PARK	15-17, 53-26, 100-20, 144-23
288-77 - VALLEY HILLS ESTATES	15-16, 65-20, 182-8
290-77 - NORTH MAUMEE INTERCEPTOR SEWER, SEC. I	79-11, 79-12, 118-2, 118-3, 127-19, 127-21, 138-16, 138-17, 171-9 171-10, 179-10, 180-11 180-14, 184-24, 191-24 191-25, 201-13, 201-14 234-14, 256-11, 262-15 290-14, 311-13

RESOLUTIONS

SEWERS - CONTINUED

292-77	GETZ RD. AREA	11-5, 83-13, 160-13, 183-11
294-77	FREEMAN ST. - COVINGTON RD. SANITARY SEWER	67-24, 121-8, 136-7, 149-1, 151-7, 153-23, 195-15, 247-9, 273-10, 273-11, 274-12, 274-13, 283-5
295-77	GLENWOOD PARK LIFT STATION ELIMINATION SANITARY SEWER	65-22, 66-23, 121-9, 142-12, 149-2, 170-4, 174-4, 213-3, 247-11, 308-3
296-77	WASHINGTON CENTER RD. LIFT STATION ELIMINATION	52-23, 73-6, 83-6, 91-4, 115-6
297-77	DEISTER MACHINERY SANITARY SEWER REPAIR (1933 E. WAYNE ST.)	89-20, 115-6
298-77	ROTHMAN RD. SANITARY SEWER INTERCEPTOR	188-17, 189-18, 223-6, 223-7, 223-8, 233-7, 239-5, 242-1, 272-5, 278-17, 278-18, 300-1, 303-16, 311-16, 313-3
299-77	TILLMAN RD. INTERCEPTOR	89-21, 115-7, 121-6, 187-13, 277-16
300-77	WASHINGTON CENTER RD. LIFT STATION ELIMINATION, PHASE I	163-12, 185-4, 193-4, 195-10, 228-4
844-76	Bounded on the NE by LAKEHURST ADD., on the west by PIERSON DITCH, & south by MAYSVILLE RD.	38-5, 77-2, 80-13
866-75	Lot 62, SECTION C, HICKORY GROVE ADD.	229-7
868-75	COVINGTON RD. (FREEMAN ST. AREA)	48-5
871-76	PARKWOOD PLACE ADDITION	50-12, 208-20, 226-4, 242-2, 247-8

SEWER EASEMENTS

150-77	NORTH MAUMEE INTERCEPTOR	93-17
152-77	SEC. 7, TWP. 30 N., RANGE 12E	26-3
153-77	SEC. 9, TWP. 30 N., RANGE 12E	67-25, 108-1, 121-8, 149-1
154-77	Across a portion of the NW 1/2 of SEC. 29, TWP. 30 N., RANGE 13E	66-23, 65-22, 108-2, 121-9, 149-2, 219-8
157-77	Starting near intersection of LEO RD. & BROOKS RD. & ending at intersection of ST. JOE RD. & ROTHMAN RD.	188-17, 189-18, 221-1, 223-7, 223-8, 242-1, 269-8, 272-5, 298-6, 298-7, 298-9, 300-1, 313-3

STREET LIGHTING RESOLUTIONS

111-75	SOUTHWOOD PARK AREA	26-4, 32-12, 60-24
119-76	COLONIAL HERITAGE AREA	23-7, 136-6, 172-3, 177-5
120-76	PEMBERTON from FOREST to STATE	130-6, 165-6, 168-12
121-76	NEBRASKA PHASE II	157-17
122-77	NORTHCREST WOODS ADD. (BRIGHTON DR.)	14-8, 23-5, 36-12, 144-19, 247-7, 270-2, 275-5, 277-12
123-77	SPRINGWOOD ADD. SEC.'S I & II	23-6, 32-6, 42-8

STREET LIGHTING - CONTINUED

124-77	WEST CENTRAL NEIGHBORHOOD IMPACT AREA, PHASE II	63-11, 91-5, 96-3, 131-12, 212-17
125-77	CENTRAL BUSINESS DISTRICT AREA	105-13, 162-10, 174-3, 177-8, 199-4, 244-13, 300-2, 300-3
126-77	EAST CENTRAL NEIGHBORHOOD IMPACT AREA	143-17, 162-9, 167-6, 211-12, 262-12
127-77	CAPITOL AVE. from WERLING to MAPLE GROVE AVE.	132-15, 164-3, 178-3
128-77	ANTHONY WAYNE VILLAGE, SEC. 7 ADDITION	132-16, 164-4, 179-4, 210-5, 214-4, 222-3, 227-5, 232-6, 238-4, 270-3
129-77	OAKDALE DR. from BROADWAY to WEBER ST.	134-30, 164-2, 179-5
130-78	NORTHWEST CENTRAL NEIGHBORHOOD PHASE II	241-15, 254-6, 260-4, 246-5

DECLARATORY RESOLUTIONS

1420	DELTA HEIGHTS ADDITION (release of easement)	303-20

RESOLUTIONS

ALLEYS, CURBS, SIDEWALKS, & STREETS

5688-75	Contract "C" SPRING STREET	15-11
5694-75	Bet. BUCHANAN & CREIGHTON AVE.	98-11, 157-20, 171-6
5709-75	COLDWATER RD. from COLISEUM to WASHINGTON CENTER RD.	232-4, 257-1, 261-8, 290-13
5710-75	WASHINGTON CENTER RD. from a point east of COLDWATER RD. to a point west of COLDWATER RD.	233-8, 257-2, 261-9
5715-76	(st. lighting) COLDWATER RD.	246-5
5718-76	(resurfacing) SECOND COUNCILMATIC DISTRICT	156-14
5719-77	(resurfacing) TAYLOR & SUPERIOR STREETS	8-10, 44-18, 172-4, 163-14
5721-76	SUMMIT ST. from the east property line of CEDAR to west property line of McCULLOCH	60-18
5722-76	WEST CENTRAL NEIGHBORHOOD PROJECT	184-22
5723-76	OXFORD COMMUNITY ASSOC. IMPACT AREA	88-12, 88-15, 126-13
5724-76	CITY UTILITIES LAFAYETTE ST. COMPLEX	32-13
5728-77	(resurfacing) FOURTH & FIFTH COUNCILMATIC DISTRICT	205-5
5729-76	(resurfacing) 6th DISTRICT COUNCILMANIC AREA (WOODVIEW BLVD.)	60-22
5731-76	CREIGHTON AREA	163-13
5733-76	OXFORD IMPACT AREA PHASE II	88-11
5734-76	OXFORD PHASE II	60-17, 60-21, 90-25, 93-15
5737-76	BEAVER AVE. from KINNAIRD to PACKARD	143-16, 172-1, 186-1, 294-8, 303-17
5738-76	Lots 288, 239, 240, 241, & east 70 ft. 242 in DREIBELBISS FIRST ADDITION	58-6, 85-1, 103-6, 112-14
5739-76	Lots 5 of HANNA'S OUT LOTS (Harmar & Madison)	10-1, 14-6, 20-20
5740-76	(resurfacing) GLENWOOD from ANTHONY to LEROY	15-10, 53-27, 99-12
5744-77	(resurfacing) FIFTH & SIXTH COUNCILMANIC DISTRICT	14-9, 112-9, 113-17, 171-7, 227-10
5745-76	ST. JOSEPH BLVD. (Lake to Forest)	8-10, 37-20, 130-7, 165-7, 167-8
5746-77	BARR STREET	65-17, 70-9, 147-15, 184-23
5747-76	OLD FORT PARKING LOT	88-16, 112-16
5748-76	NORTHWEST CENTRAL NEIGHBORHOOD AREA	126-12

RESOLUTIONS - CONTINUED

5751-76 - BARR ST. from SUPERIOR to 1277' North ---------- 156-15
5753-77 - RUNNION AVENUE ---------- 80-17, 144-22
5754-77 - (resurfacing) NORTH WASHINGTON ROAD ---------- 112-15, 195-9, 195-14, 230-17
5755-77 - (resurfacing) BUELL, PETTIT & RUDISILL ---------- 53-28, 56-14, 93-16, 144-18, 173-5
5756-77 - 1st COUNCILMANIC DISTRICT ---------- 88-13, 174-5
5757-77 - (resurfacing) 2nd & 3rd DISTRICT (NORTHCREST DR., PARNELL AVE., TECUMSEH, HUFFMAN, & ST. JOE BLVD.) ---------- 106-20, 173-6, 173-7, 217-16
5758-77 - SOUTH ANTHONY BLVD. ---------- 37-19
5760-77 - WELLS STREET ---------- 80-18, 113-19, 147-12, 182-9
5761-77 - SOUTHWOOD PARK ADDITION ---------- 17-1, 25-2 , 43-10, 54-5, 83-11
5762-77 - BLUFFTON ROAD (Old Trail Intersection) ---------- 65-19, 157-16, 280-16
5763-77 - STREET DEPARTMENT PARKING LOT ---------- 11-6, 51-22, 88-14, 115-12
5764-77 - 2624 SANTA ROSA (ROSALIE PARK ADDITION) ---------- 51-21, 73-9, 78-5
5765-77 - 1826 THIRD STREET ---------- 104-7, 140-1, 154-3, 160-7
5766-77 - CHEROKEE ROAD ---------- 8-9, 28-8, 104-8, 140-2, 154-4, 160-8
5767-77 - CLINTON STREET ---------- 63-10, 92-6, 98-7, 103-5, 104-7, 191-23
5768-77 - GRANT AVENUE ---------- 17-2, 25-1, 42-9
5769-77 - (painting) ST. DEPARTMENT BUILDING LAFAYETTE ST. COMPLEX ---------- 1-5, 19-13, 70-12
5770-77 - Bet. North curb line of FOREST AVE. & South curb line of STATE ST. ---------- 4-14, 34-1, 47-1, 73-7, 78-6, 112-11
5771-77 - LAFAYETTE STREET COMPLEX (lots 132, 133, 134 LEWIS ADD.) ---------- 44-20, 73-8, 79-7, 99-17
5772-77 - (resurfacing) LINCOLN COURT ---------- 33-19, 77-1, 96-1, 125-7, 130-8, 177-7
5773-77 - LAFAYETTE STREET COMPLEX ---------- 36-11, 54-6, 58-7, 99-16, 144-24
5774-77 - North side of PONTIAC STREET from the east property line of CENTRAL DRIVE to west property line of RADCLIFF ---------- 56-12, 92-7, 98-6, 131-11, 241-17, 246-6, 270-1, 280-10
5775-77 - EAST CENTRAL IMPACT AREA PHASE II ---------- 74-15, 104-9, 110-5, 169-21
5776-77 - 1236 SCOTT AVENUE (THOMPSONS 1st ADDITION) ---------- 51-19, 74-10, 79-8, 87-6
5777-77 - 1304 SCOTT AVENUE (THOMPSONS 1st ADDITION) ---------- 51-20, 74-11, 79-9, 87-7
5778-77 - STRATTON ROAD from the east property line of COLDWATER ROAD to a point 284 ft. east. ---------- 56-11, 96-2, 118-1, 146-6, 151-6, 186-5
5779-77 - Lot 57, FLEMING & KUHNE ADDITION (336 W. DARROW) ---------- 59-13, 83-7
5780-77 - 1717 S. LAFAYETTE STREET (roof) ---------- 70-6, 92-8
5781-77 - SWINNEY PARK PLACE WEST ---------- 132-19, 155-6, 161-6. 186-6
5782-77 - LAFAYETTE STREET COMPLEX ---------- 105-10, 125-8, 130-9, 187-7, 255-10, 265-8
5783-77 - (alley) between BAKER & BRACKENRIDGE - FAIRFIELD & EWING ---------- 116-15, 165-5
5784-77 - 2019 WARSAW STREET ---------- 126-11, 155-7, 162-7
5785-77 - SMITH STREET from CREIGHTON to GREEN ---------- 132-17, 164-1
5786-77 - 2305, 2207, & 2215 SPRINGFIELD AVENUE ---------- 132-18, 155-8, 162-8, 187-8
5787-77 - WEISSER PARK AVENUE ---------- 137-9, 172-2
5788-77 - LAKE AVENUE from ANTHONY to a point 188 ft. west ---------- 146-7, 178-1, 197-1, 218-4, 222-4, 243-7

RESOLUTIONS - CONTINUED

5789-77 -	SOUTH CALHOUN, WEST CROWN LANE, SOUTH HARRISON, WEST CONCORD LANE	146-8, 178-2, 197-2, 219-5, 222-5, 243-6
5790-77 -	(alley) between FLORIDA & ALABAMA from FOREST to STATE	157-19, 198-3, 213-1
5791-77 -	CURDES, FIFTH, BARR, WEISSER PARK, PUTTNAM ST. & ST. JOE ROAD	155-10, 177-4, 182-5, 243-5
5792-77 -	HOME AVENUE from BROADWAY to THOMPSON	180-13, 213-2, 225-1
5793-77 -	SPY RUN AVENUE adjacent to OLD FORT	182-7, 193-5, 203-6, 228-5
5794-75 -	Between BUCHANAN & CREIGHTON AVENUE	98-11, 157-20, 171-6, 233-9, 255-7, 261-5, 288-4
5795-78 -	RIVERMET AVENUE - LAKESIDE PARK ADDITION	215-7, 228-3, 232-5, 288-5
5796-78 -	The LANDING	215-8, 216-9, 237-1, 249-1, 268-5, 276-6
5797-78 -	JEFFERSON from GARDEN to HARMAR, MAUMEE from HARMAR to GLASGOW, WASHINGTON from THIEME to HARMAR	233-10, 255-8, 261-6, 288-6
5798-78 -	TILLMAN ROAD	265-7, 291-1, 308-1

EMERGENCY OR MISCELLANEOUS RESOLUTION NO.'S

51-298-6	Area connection fees for 4400 NORTH WASHINGTON RD.	298-6
64-298-7	Amending Water Pollution Control General Rules & Regulations to rescind ARTICLE 7.	298-7
65-5-19	M. Mirian Valentine to hold vacationing of utility easement in BALTES FLEMMING ESMOND ADDITION.	5-19
65-37-17	Vacate several sections of SPEEDWAY ADDITION.	37-17
65-55-9	Vacate SPRINGWOOD ROAD, part of APPLEWOOD ROAD, & part of PEARTREE LANE. Lots 247 thru 276 & lots 298 thru 343 in SPRINGWOOD SECTION II.	55-9
65-55-10	Vacate lots in LAKE SHORES, SECTION III - portions of MONTEREY DRIVE, SHOREVIEW DR., & HILTONIA DR.	55-10
65-64-16	Vacate lot 9 in ENGLES ADDITION & lot 25 in CALHOUN PLACE ADDITION.	64-16
65-74-12	Improvement resolution for 2225 DWENGER AVE. (HUMANE SHELTER)	74-12,136-8,151-8,153-20
65-75-18	(FEDERAL GRANT PROJECT NO. 06-51-26280) HUMANE SHELTER	75-18
65-75-19	(FEDERAL GRANT PROJECT NO. 06-51-26281) FREEMAN - COVINGTON SEWER.	75-19
65-76-20	(FEDERAL GRANT PROJECT NO. 06-51-26289) CENTRAL BUSINESS DISTRICT LIGHTING & SIGNAL MODERNIZATION.	76-20
65-84-16	(FEDERAL GRANT PROJECT NO. 06-51-26917) OLD CITY HALL	84-16
65-94-20	TRUCK ROUTES	94-20
65-125-6	(FEDERAL GRANT PROJECT NO. 06-51-26917) OLD CITY HALL	125-6
65-127-16	Vacate alley lying south of Lots 5, 6, 7, & 8 of FREEMANS ADDITION & lots 9, 10, & 11 of FREEMANS AMENDED ADD.	127-16
65-131-13	Vacate part of RODENBECK'S 7TH ADDITION.	131-13
65-131-14	Vacate first alley east of LAFAYETTE ST. from north line of WALLACE ST. & vacated VIRGINIA ST. & west line of MONROE ST.	131-14
65-133-26	Vacate the east-west alley between WAYNE & WASHINGTON & between WEBSTER & EWING.	133-26
65-148-23	Local control of portions of S.R. 37 from MAUMEE north to U.S. 30 BYPASS.	148-23
65-173-8	Vacate portions of EAST BRACEKNRIDGE, SOUTH BARR & alley.	173-8
65-189-21	Installation of sanitary sewer along GETZ RD. between COLONY BAY ROAD.	189-21
65-220-12	Vacate portions of lot 105 in LAKE FOREST EXTENDED.	220-12
65-224-13	Offer of Grant to City from the ENVIRONMENTAL PROTECTION AGENCY.	224-13
65-236-22	(emergency resolution) Payment of invoice of private contractors who were hired for snow removal.	236-22, 281-18
65-251-6	Vacate NORTHCREST WOODS ADDITION.	251-6
65-251-7	Vacate GAY STREET.	251-7
65-251-8	Vacate LAFAYETTE STREET.	251-8

EMERGENCY OR MISCELLANEOUS RESOLUTION NO.'S - CONTINUED

65-268-6 --- Vacate SHERMAN STREET, VANBUREN, PENN CENTRAL R.R. & vacate BURGESS STREET, SHERMAN BLVD. & SHERMAN ST.----------- 268-6
65-268-7 --- Vacate KING STREET from WAYNE to WASHINGTON BLVD. ----------- 268-7
65-277-16 -- Area connection fees for TILLMAN SEWER RES. 299-77. --------- 277-16
65-281-19 -- (emergency resolution) for the repair of streets. ---------- 281-19
65-284-9 --- (emergency resolution) for the repair of cave-in at 1933 WAYNE STREET - KRIESTER MACHINE CO. -------------------- 284-9, 297-5, 308-8, 310-6
65-289-7 --- (emergency resolution) for the repair of collapsed sewers at various locations behind the 1700 blk. of ST. JOE BLVD. -- 289-7, 289-8, 293-5
65-308-4 --- (emergency resolution) WATER POLLUTION CONTROL TREATMENT PLANT. -- 308-4, 316-1, 313-4
65-311-14 -- Vacate portions of HAMILTON'S SECOND ADDITION. ------------- 311-14
65-314-7 --- Installation of a segment of NEWHAUS DITCH INTERCEPTOR. ----- 314-7

SEWER TAP AGREEMENT REIMBURSEMENT

MICHAEL SCHLAU ------------ KRUSE HOMESTEAD ADD. (lot 22) -------- $ 991.33 ---- 59-10
ROBERT BOHDE -------------- KRUSE HOMESTEAD ADD. (lot 21) -------- 993.10 ---- 59-10
ABMASSADOR HOMES----------- KRUSE HOMESTEAD ADD. (lot 112) ------- 1,033.53 ---- 59-10
DARVIN SCHOCK ------------ KRUSE HOMESTEAD ADD. (lot 8) --------- 1,175.61 ---- 59-10
KENNETH CARBAUGH----------- KRUSE HOMESTEAD ADD. (lot 2) --------- 1,049.65 ---- 59-10
TRICO, INC.---------------- KRUSE HOMESTEAD ADD. (lot 10) -------- 1,019.72 ---- 59-10
AMBASSADOR HOMES----------- KRUSE HOMESTEAD ADD. (lot 108) ------- 976.95 ---- 59-10
KRUSE DEVELOPMENT CORP.---- GREENDALE, lots 38 & 74 ----------- (ACRE) 300.00 ---- 89-22
LAWRENCE SHAW ------------ WOODMONT, SEC. I -------------------- 1,375.86 ---- 180-12
JOHN MANLEY -------------- WOODMONT, SEC. I -------------------- 880.55 ---- 180-12
R.W. SHENFELD ------------ WOODMONT, SEC. I -------------------- 880.55 ---- 180-12
LEROY SHINE--------------- WOODMONT, SEC. I -------------------- 1,027.31 ---- 180-12
B.K. & S.S. STROH --------- WOODMONT, SEC. I -------------------- 1,064.00 ---- 180-12
H.J. WAGNER -------------- WOODMONT, SEC. I -------------------- 953.53 ---- 180-12
RON CAVENDER ------------- KRUSE HOMESTEAD ADD. (lot 113) ------- 1,227.68 ---- 235-20
RICHARD DILLER ------------ KRUSE HOMESTEAD ADD. (lot 11) -------- 1,204.47 ---- 235-20
LARRY LINK --------------- KRUSE HOMESTEAD ADD. (lot 67) -------- 993.72 ---- 235-20
GUSTOV KRUSE -------------- KRUSE HOMESTEAD ADD. (lot 92) -------- 1,330.88 ---- 235-20
KATHRYN RAY -------------- 8607 WINCHESTER RD. ----------------- 3,236.31 ---- 239-6
INDIANA BANK -------------- 3710 W. JEFFERSON BLVD. -------------- 119.89 ---- 239-7
HOWARD RATHENBURGER ------- 5115 GOLFVIEW DR. -------------------- 1,120.40 ---- 239-8
ROBERT H. LYMAN ----------- 7822 CHINCHILLA LANE ---------------- 632.68 ---- 239-9
ST. PHILIP & ST. JAMES
EPISCOPAL CHURCH ---------- 3333 E. TILLMAN RD. ----------------- 1,758.00 ---- 240-10
ART EHRMAN --------------- SOUTH DELLWOOD PK. ADD. (lot 14) ----- 424.44 ---- 240-11
WATERFIELD MORTGAGE CO.---- 4514 E. PAULDING RD. ---------------- 429.00 ---- 240-12
JOHN MANLEY -------------- ------------------------------------ 880.55 ---- 240-13
LAWRENCE SHAW --- 1,375.86 ---- 240-13
R.W. SHENFELD --- 880.55 ---- 240-13
LEROY SHINE -- 1,027.31 ---- 240-13
B.K. & S.S. STOAK --- 1,064.00 ---- 240-13
H.J. WAGNER -- 953.51 ---- 240-13
ROBERT DULL -- 966.49 ---- 240-14
GERALD FOX --- 966.49 ---- 240-14
FRED WARSCOW --- 966.49 ---- 240-14
DEWEY SAVERS --- 966.49 ---- 240-14
B. JACK PORTER --- 966.49 ---- 240-14
SAM BUTLER --- 966.49 ---- 240-14
ROBALD COBB -- 1,671.03 ---- 240-14
JOHN L. & T.M. GRUTSCH ------------------------------------- 966.49 ---- 240-14
BRUCE BOESTER ------------ 2323 DUNKELBERG RD. ----------------- 1,109.81 ---- 252-9
FLORENCE YOCKEY----------- 8903 BLUFFTON RD. -------------------- 1,109.81 ---- 252-9

SPECIAL STREET PERMITS

BUSCHE COURT -- 241-19
BUSCHE DRIVE -- 37-13
CASTELL STREET -- 302-9
CHARLESTON PLACE -- 141-5
COMMUNITY DRIVE --- 38-4, 219-10
FOXCROSS COURT -- 289-11
FRENCHMAN'S CROSSING -- 81-24
GOODFELLOW DRIVE -- 302-12
HILLOCK COURT --- 241-19
INDEPENDANCE DRIVE -- 141-6
INLAND TRAIL -- 121-7

SPECIAL STREET PERMITS - CONTINUED

KIWANIS STREET	302-13
KNOLLRIDGE DRIVE	241-19
KNOLLWOOD COURT	37-15
LANCASHIRE COURT	81-22
MARKWOOD ROAD	280-14
MILLFORD COURT	81-25
MORNINGKNOLL DRIVE	37-14, 241-19
NEIGHBOR STREET	302-10
ORDWAY DRIVE	241-19
PAPERMILL CROSSING	81-23
PEARTREE LANE	280-15
PINEHURST DRIVE	106-17, 219-9
POINT WEST DRIVE	219-7
SAWMILL RUN	81-27
SHELL DRIVE	302-11
SHORECREST DRIVE	81-26
SPRINGBROOK LANE	280-13

SEWER AGREEMENTS & EXTENSIONS

Amended temporary sanitary sewer connection agreement between SOUTHWEST CHURCH of CHRIST & CITY for lot 5 in the subdivision of the estate of JOHN MILLER.- 80-15

Sanitary Sewer agreement between CITY & FORT WAYNE TURNERS, INC. for permission to obtain a temporary sewer permit on the east side of PARNELL AVE. & SPY RUN AVE. EXT. ---------- 80-19

Sewer agreement between AMFED SERVICE CORP. & CITY to construct PAPERMILL BLUFFS, SEC. I-offsite sanitary sewer main 1. ---------- 96-4

Sewer extension agreement between ST. VINCENT CATHOLIC CHURCH & CITY for the construction of ST. VINCENT CATHOLIC CHURCH sanitary sewer. ---------- 100-18

Sewer extension agreement between NORTHEASTERN CONST. CO., INC. & CITY for HILLSBORO, SEC. I. ---------- 106-14

Sewage Treatment agreement between CITY & LEO-CEDARVILLE REGIONAL SANITARY SEWER DISTRICT to treat sewage from LEO-CEDARVILLE DISTRICT. ---------- 106-18

Sewage Treatment agreement between CITY & MAYSVILLE REGIONAL SANITARY SEWER DISTRICT to treat sewage from MAYSVILLE REGIONAL SANITARY SEWER DISTRICT. -- 106-19

Sewer Extension Agreement between LITTLE TURTLES TERRITORIES, INC. & CITY for FALLEN TIMBERS, SEC. B. ---------- 109-7

Sewer Extension Agreement between MICHEAL W. THOMAS & CITY for CANTERBURY VILLAS sanitary sewer. ---------- 112-8

Sewer Extension Agreement between WOODMONT REALTY, INC. & CITY for sanitary sewer known as WOODMONT, SEC. 4 sanitary sewer. ---------- 242-3

Sewer Extension Agreement between ROBERTS DEVELOPMENT CORP. & CITY for sanitary sewer known as COLUMBIA AVE. sanitary sewer. ---------- 242-4

Agreement between MORRIS LIECHTY & CITY for OAK GROVE ESTATES offsite. ----- 269-12

Agreement between JOSEPH ZURZOLO & CITY for the const. of sanitary sewer beginning at intersection of CLINTON & GLENN AVE. ---------- 289-10

Agreement between AM-CAL CONST. CORP. & CITY for const. of KINNEY SHOES offsite sanitary sewers - E. STATE ST. ---------- 293-6

Supplemental Sanitary Sewage Agreement by & between CITY & CITY of NEW HAVEN whereby CITY has agreed to acclerate starting date of agreement to provide for treatment of wastes from MEADOWBROOK ADDITION. ---------- 293-7

Sewer Extension Agreement between BEN BUNT REALTY, INC. & CITY for const. of sanitary sewer for the HOLLOWS, SEC. I. ---------- 315-13

SEWER PERMITS

AMOCO OIL - PARKWOOD PLACE SANITARY SEWER EXT. --- L.W. Dailey, Inc. ------------- 207-15

ANTHONY WAYNE BRANCH BANK - BETHANY LANE --- Joseph F. Watkins Excavating -------- 40-19

CALVARY TEMPLE CHURCH SANITARY SEWER --- Fleming Excavating, Inc. ---------------- 152-10

CANTERBURY GREEN, PHASE VII SANITARY SEWER --- Scheidleman Excavating, Inc. ----- 227-6

CANTERBURY VILLAS SANITARY SEWER ONSITE --- John Hartman Const. Co. -------------- 207-16

CENTENNIAL INDUSTRIAL PARK, SEC. I --- John Dehner, Inc. ------------------------- 123-22, 168-11

COLUMBIA AVE. SANITARY SEWER --- Don Vickery, Inc. ------------------------------- 64-15, 160-12

COLUMBIA AVE. PETERSON DRUG STORE SANITARY SEWER --- John Hartman Const. Co. ----- 50-15

CONCORD HILLS, SEC. I --- North Eastern Enterprises, Inc. ------------------------ 294-10

CROWN COLONY, SEC. E. BLOCK D --- Benjamin E. Bunt & Larry Hitchfield ------------ 234-12

CROWN COLONY, SEC. J SANITARY SEWER --- Colony Heights, Inc. --------------------- 11-12, 207-17

EDSALL HOUSE OFFSITE SANITARY SEWER --- Gordon Landscaping ----------------------- 279-6

ERNST CT. SANITARY SEWER EXT. --- Troy Wilson Excavating Co. --------------------- 252-13

FALLEN TIMBERS, SEC. B --- John Hartman Const. Co. ------------------------------- 152-16

F. W. C. S. STORM & SANITARY SEWER --- Bercot-Gibson Const. Co. ------------------ 272-6

GERKE'S TRIER RD. ADD. SANITARY SEWER --- Nobis Const. Co. ----------------------- 257-4

GREENVALE, SEC. B SANITARY & STORM SEWER --- North Eastern Const. Co. ------------ 106-15

HILLSBORO, SEC. II --- North Eastern Const. Co. ---------------------------------- 312-20

HILLSBORO, SEC. III --- North Eastern Const. Co. --------------------------------- 312-21

KEYSTONE DISTRIBUTION PARK EXT. - 2 SANITARY SEWER --- R & A Plumbing Co., Inc. -- 90-26

The KNOLLS, SEC. I & II --- Gordon Landscaping ----------------------------------- 5-22

KRUSE HOMESTEAD ADD. SEWER EXT. --- Earth Const. & Engineering, Inc. ------------- 36-5

LOFTON WOODS RELIEF STORM SEWER --- John Hartman Const. Co. ---------------------- 4-17, 261-10

LOFTON WOODS, SEC. III STORM SEWERS --- North Eastern Const. Co., Inc. ----------- 5-21, 211-11

MANOR PARK OFFSITE SEWER INTERCEPTOR --- Hipskind Asphalt Corp. ------------------ 65-18, 75-16

MANOR PARK, SEC. A ONSITE SEWER --- Jensen Enterprises, Inc. --------------------- 16-23

MANOR PARK, SEC. B SANITARY SEWER --- Jensen Enterprises, Inc. ------------------ 16-24

MANOR PARK, SEC. C SANITARY SEWERS --- John Hartman Const. Co. ------------------ 88-9, 195-11

MANOR PARK, SEC. D SANITARY SEWER --- John Hartman Const. Co. -------------------- 20-18, 195-12

MANOR PARK, SEC. E SANITARY SEWER --- John Hartman Const. Co. -------------------- 112-12, 195-13

MAPLECREST RD. OFFSITE SANITARY SEWER - HILLSBORO, SEC. I --- North Eastern Const. Co. --- 152-17

OAK GROVE SANITARY SEWER OFFSITE ONLY --- John Hartman Const. Co. ---------------- 303-15

ORCHARD WOODS, SEC. A SANITARY SEWER ONLY --- A. D. Delagrange ------------------- 29-13

ORCHARD WOODS, SEC. A STORM SEWER --- A. D. Delagrange -------------------------- 123-19, 139-23

PAPERMILL BLUFFS, SEC. I SANITARY SEWERS --- Amfed Service Corp. ----------------- 11-11

PAPERMILL BLUFFS, SEC. I STORM SEWER ---North Eastern Const. Co., Inc. ----------- 5-20

PAPERMILL BLUFFS, SEC. II SANITARY & STORM SEWER --- Amfed Service Corp. --------- 153-18

PHEASANT RUN, SEC. II - HEMPHILL DR. AREA SPECIAL SEWER --- Gordon Landscape ----- 223-11

PINE VALLEY COUNTRY CLUB 9 TH ADD. ONSITE SEWER --- John Hartman Const. Co. ------ 122-13

POINT WEST APT., PHASE I --- T-G Excavating -------------------------------------- 116-14

SEWER PERMITS - CONTINUED

PROJECTS DR. SANITARY SEWER --- Anker Corp. ---------- 50-16, 93-11

SHOAFF PARK RIVER ESTATES SANITARY & STORM SEWER --- A. D. Delagrange Const.--- 100-23

SLATAPER ST. - WAYNE TRACE AREA STORM SEWER --- John Dehner, Inc. ---------- 33-16

SPRINGWOOD, SEC. II, PHASE A STORM WATER DETENTION BASIN --- A.D. Delagrange -- 186-4

E. STATE & GRANDEUR SANITARY SEWER --- Hartman Const. Co. ---------- 37-18

ST. JOSEPH HOSPITAL SANITARY SEWER REROUTE --- Shambaugh & Sons, Inc. ---------- 310-8

ST. VINCENT SANITARY SEWER EXT. --- John Dehner, Inc. ---------- 152-15

ST. VINCENT WALLEN RD. - OLD AUBURN RD. SANITARY SEWER --- John Dehner, Inc.--- 167-9

TACO-TICO (N. CLINTON) STORM SEWER --- Leininger Excavation ---------- 175-7

THURBER AVE. CHURCH of CHRIST - WAYNEDALE --- Tim Evans Excavating Co. ---------- 112-13

TRIER RIDGE EXT. for ST. PHILIP'S & JAMES EPISOPAL CHURCH --- Bercot-Gibson --- 24-13

VALLEY HILLS ESTATES SANITARY INTERCEPTOR SEWER EXT. --- Earth Const. & Eng.--- 182-10A

VILLAS of the MARKETPLACE OFFSITE SANITARY SEWER --- John Hartman Const. Co. -- 152-12, 207-18

WHITMORE-BROOKLYN SANITARY SEWER --- Gordon Landscape ---------- 158-21

WILDWOOD WSTATES, SEC. I --- Earth Const. Co. ---------- 115-13

WILLOW BROOK MANOR SANITARY SEWER, PHASE I --- John Hartman Co. ---------- 303-19

WINTERSET ADD., SEC. III --- Worthman Homes, Inc. ---------- 127-20, 201-12

WOODMONT, SEC. II SANITARY SEWER --- Hartman Const. Co. ---------- 21-22

WOODMONT, SEC. III & IV --- John Hartman Const. Co. ---------- 229-11

WOODRIDGE DR. SANITARY SEWER EXT. --- Tim Evans Const. Co. ---------- 188-16, 211-10

WATER CONTRACTS

7310 - LAKE FOREST EXT. SEC. V ---------- 280-17
7612 - DECATUR RD. WATER MAIN EXT. ---------- 51-18
7618 - SHOAFF PARK RIVER ESTATE WATER MAIN ---------- 28-10
7705 - EARTH INDUSTRIAL PARK, SEC. III ---------- 42-7
7711 - GETZ RD. - WESTLAND MALL ---------- 8-8, 14-7, 58-9, 80-12, 83-12, 171-8
7712 - PAPERMILL BLUFFS, SEC. I ---------- 11-9
7713 - NEWFIELD, SEC. I ---------- 139-21
7714 - SHORDON ESTATES, SEC. III ---------- 11-10
7715 - PAPERMILL BLUFFS, SEC. I ---------- 253-14
7716 - CROWN COLONY, SEC. J ---------- 11-8, 211-14
7717 - ORCHARD WOODS, SEC. A ---------- 143-14
7719 - CENTENNIAL INDUSTRIAL PARK, SEC. I ---------- 113-21
7720 - CONCORD HILLS, SEC. I ---------- 142-7
7721 - HILLSBORO ADDITION, SEC. I ---------- 143-15

WATER WORKS IMPROVEMENT

74-XP-5 - HIGH ST. FEEDER MAIN - Earth Const. & Engineering, Inc. ---------- 32-14

76-XP-3 - PARAMOUNT-WASHINGTON CENTER RD. FEEDER MAIN - Nobis Const. Inc.
- $2,159.60 ---------- 160-11

76-XP-5 - C.O. #1 ---------- Bercot, Inc. ---------- $6,728.18 ---------- 156-13

77-1 ---- OLD TRAIL WATER MAINS LOWERING AT BELLE VISTA BLVD. ---------- 11-7
Contract of JOHN DEHNER, INC. ---------- $22,000.00 ---------- 133-21

77-2 ---- TILLMAN-HESSEN CASSEL RD. WATER MAIN ---------- 133-22
Receive Bids ---------- 154-5
Award Contract ---------- 159-5
Receive Contract from T-G EXCAVATING ----- $79,932.00 ---------- 187-12
Inv. 1 ---------- T-G EXCAVATING ---------- $39,595.92 ---------- 299-11

77-W-1 -- WASH WATER RETENTION BASIN ---------- 75-17
Receive Bids ---------- 105-11
---------- 105-12, 114-5, 137-12, 208-19,

)NTINUED

7-W-1--Inv. 1 ------- HAGERMAN CONST. CORP. --------- $126,337.50 --------241-21
Inv. 2 ------- HAGERMAN CONST. CORP. --------- 65,817.00 --------262-13
C.O. 1 ------- HAGERMAN CONST. CORP. --------- 22,036.00 --------281-21
Inv. 3 ------- HAGERMAN CONST. CORP. --------- 64,651.50 --------290-15

7-XP-1-GETZ RD.-COLONY BAY RD. CONNECTING FEEDER MAIN --------------------15-15
C.O. 1 ------- NOBIS CONST. CO.,Inc. --------- $ 2,800.00 --------160-10

7-XP-2-E. STATE-MAYSVILLE-LONG RD. WATER MAIN EXT., SEC. II --------------32-11
Receive Bids ---43-11
Award contract ---- T & G EXCAVATING, INC.------ $58,521.50 -------47-2
Receive Contract ---58-8
Inv. 3 ------- T & G EXCAVATING, INC. -------- $ 2,282.17 --------262-11
Inv. 2 ------- T & G EXCAVATING, INC. -------- $ 9,899.70 --------283-4

WATER QUALITY CONTROL PROJECTS

WATER POLLUTION CONTROL PLANT ADDITION DIVISION I

71-01-310-001 (C-180538-01) Dated 4/27/71

HENRY B. STEEG & ASSOC. - DIVISION OF HOWARD, NEEDLES, TAMMEN, & BERGENDOFF, CONSULTING ENGINEERS

HAGERMAN - SHAMBAUGH (Joint Bidders)

ESCROW
71-01-310-001-29 ----- $161,882.59 ---------- $ 8,520.14 ----------- 29-16
C.O.15 ----- 67,897.00 ----------------------------------- 80-16, 254-5
C.O.16 ----- 91,664.00 ----------------------------------- 80-16, 254-5
Inv.30 ----- 164,225.77 ---------- $ 7,590.83 ----------- 52-24
Inv.31 ----- 320,162.35 ---------- $ 16,850.65 ----------- 109-5
Received Acceptance Agreement ---------------- 113-22, 229-12, 235-18, 255-9, 262-16
Inv.32 ----- 162,115.88 ---------- $ 8,532.42 ----------- 148-20
C.O.17 ----- 25,738.00 ----------------------------------- 184-19, 254-5
Inv.33 ----- 270,512.11 ---------- $ 14,237.47 ----------- 183-14
C.O.18 ----- 492,060.57 ----------------------------------- 206-13
Inv.34 ----- 200,000.00 ----------------------------------- 220-13
Inv.34A ---- 317,169.00 ---------- $ 27,219.47 ----------- 225-2
Inv.35 ----- 46,871.55 ---------- $ 2,466.92 ----------- 243-10
C.O.19 ----- 50,520.95 ----------------------------------- 243-11
Inv.36 ----- 113,453.75 ---------- $ 5,971.25 ----------- 273-8
C.O.20 -------------------$500.00 correction ------------- 279-9
Inv.36A ---- 247,094.00 ---------- $ 73,215.14 ----------- 280-12
Inv.37 ----- 90,672.55 ---------- $ 4,772.24 ----------- 302-6

WATER POLLUTION CONTROL PLANT ADDITIONS DIVISION I & II

For Professional & Engineering Services as per agreement dated 4/27/71

DIVISION I: Water Pollution Control Plant Addition

71-01-310-01-29 ------ $2,279.13 ------------------------------------ 29-14
30 ------ 2,030.55 ------------------------------------ 52-25
31 ------ 4,507.55 ------------------------------------ 109-6
32 ------ 2,282.42 ------------------------------------ 147-19
33 ------ 3,808.53 ------------------------------------ 183-12
34 ------ 7,281.20 ------------------------------------ 230-13
35 ------ 659.90 ------------------------------------ 244-12
36 ------ 1,597.31 ------------------------------------ 273-9
37 ------ 1,276.58 ------------------------------------ 302-7

DIVISION II: Terminal Ponds

71-01-310-01-24 ------ $ 208.12 ------------------------------------ 29-15
25 ------ 531.12 ------------------------------------ 147-18
26 ------ 47.93 ------------------------------------ 183-13
27 ------ 182.43 ------------------------------------ 217-13
28 ------ 261.60 ------------------------------------ 243-8

WATER POLLUTION CONTROL QUALITY PROJECT DIVISION II

(C-180538-01) Dated 4/27/71

HENRY B. STEEG & ASSOC. - DIVISION OF HOWARD, NEEDLES, TAMMEN, & BERGENDOFF, CONSULTING ENGINEERS

JOHN DEHNER, INC. - SPEARS-DEHNER, INC. (Joint Bidders)

ESCROW
C.O.11------ $ 34,305.00 ----------------------------------- 43-13
C.O.12------ 4,311.20 ----------------------------------- 113-20

CONTINUED

JOHN DEHNER, INC. - SPEARS-DEHNER, INC.

		ESCROW	
Inv.24	$ 14,782.19	$ 778.01	29-17
Inv.25	37,724.38	$ 1,985.50	147-17
Inv.26	3,404.29	$ 179.17	183-15
Inv.27	12,957.81	$ 681.99	217-14
Inv.28	18,580.86	$ 977.94	243-9
	Certificate of completion	223,005.00	314-8

DIVISION III

Inv.24	$ 51,433.26	$ 2,707.01	29-18
Inv.25	9,605.92	$ 505.58	138-15
Inv.26	7,684.74	$ 404.46	183-16
Inv.27A	265,248.54	$15,969.91	235-19
Inv.27	1,921.19	$ 101.11	217-15
C.O. 7	15,969.60		138-14
C.O. 7	16,069.60 (revised)		276-10

STORM WATER TREATMENT FACILITIES & SLUDGE LAGOON FACILITIES

WATER POLLUTION CONTROL PLANT ADDITION VOLUME II

HENRY B. STEEG & ASSOC. - DIVISION OF HOWARD, NEEDLES, TAMMEN, & BERGENDOFF, CONSULTING ENGINEERS

Inv. 5	$2,700.00	100-24
Inv. 6	$4,680.00	100-24

SPECIAL SEWER PROJECTS

NORTH MAUMEE INTERCEPTOR WATER QUALITY CONTROL PROJECT

SEWER RESOLUTION NO. # 290-77 --- SECTION I

JOHN DEHNER, INC. --- C-180839-01

Inv. 1	$ 64,338.67	$ 7,148.74	118-2
Inv. 2	322,271.44	$ 35,807.83	138-16
Inv. 3	82,814.28	$ 16,350.32	171-9
C.O. 3	47,702.76		184-24
Inv. 4	37,436.76	$ 4,159.65	201-13
Inv. 5	38,065.78	$ 4,228.53	234-14
C.O. 5	Change of completion date of contract		311-13
Inv. 6	325,012.76	$ 36,112.52	256-11
Inv. 7	115,778.59	$ 12,864.29	290-14

NORTH MAUMEE INTERCEPTOR WATER QUALITY CONTROL PROJECT

SECTION II

Inv. 1	$ 75,892.72	$ 8,432.53	118-3
Inv. 2	109,603.35	$ 12,178.15	138-17
Inv. 3	137,093.09	$ 15,232.56	171-10
C.O. 5	Change of completion date of contract		311-13
Inv. 4	7,953.12	$ 883.68	201-14

NORTH MAUMEE INTERCEPTOR WATER QUALITY CONTROL PROJECT

SECTION III

Inv. 1	$ 84,965.40	127-21
C.O. 1	6,406.00	179-10
Inv. 2	67,577.05	180-11
C.O. 2	Extension of completion date	180-14
C.O. 4	Extension of completion date	262-15

SPECIAL PROJECTS

RESTORE OLD CITY HALL

OLE-MATOTT,-ARCHITECTS

ESOLUTION NO. # 65-125-6

DA PROJECT: 06-51-26917

. A. SHEETS & SON, INC. - (General Construction)

Contract awarded in the amount of $362,429.00 ------------------- 182-6

		Escrow	
Inv. 1 --	$ 6,955.00	$ 722.80	200-9
Inv. 2 --	28,792.70	4,310.30	223-10
Inv. 3 --	23,722.00	2,634.80	252-11
Inv. 4 --	11,604.60	1,290.20	284-7

A. HATTERSLEY & SON, INC. - (Mechanical Construction)

Contract awarded in the amount of $171,550.00 ------------------- 182-6

Inv. 1 --	$ 2,574.00	$ 286.00	200-8
Inv. 2 --	7,443.00	827.00	234-15
Inv. 3 --	4,284.00	476.00	252-10
Inv. 4 --	12,429.00	1,381.00	294-13
C.O. 1 --	8,075.00		311-15

SHAMBAUGH & SON, INC. - (Electrical Construction)

Contract awarded in the amount of $ 76,652.00 ------------------- 182-6

Inv. 1 --	$ 7,047.00	234-16
Inv. 2 --	2,241.00	252-12
Inv. 3 --	7,605.00	283-6

ARCHITECTURAL SERVICES

Inv. 1 -- $ 38,987.57 -- 200-7

FIREHOUSE NO. 7 - SPRING & LINDENWOOD

ARCHONICS CORPORATION - CONSULTING ENGINEERS

HUGUENARD CORPORATION

Inv. 7 -- $ 3,000.00 -- 40-20

HUMANE SHELTER

MARTINDALE, TOURNEY, GIBSON, INC. ARCHITECTS

RESOLUTION NO. # 65-74-12

WEIGAND CONSTRUCTION CO. -(General Construction) --- $255,548.00

C.O. G-1 -- Extension of time for completion of contract -------- 289-9

HAVEL ELECTRIC CO. -(Electrical Construction) --- $25,588.00

Award contract in the amount of $25,588.00 ---------- 151-8

HUMANE SHELTER - CONTINUED

SHAMBAUGH & SON, INC. - (Mechanical Construction) --- $95,118.00

Award Contract in the amount of $95,118.00 --------------- 151-8

REMODELING & ADDITION

SOIL-TESTING & ENGINEERING, INC.

Inv. -------------------- $ 450.00 ---------------------- 179-6

ARCHITECTURAL SERVICES

Inv. 1 ------------------ 19,000.00 ---------------------- 179-7
Inv. 2 ------------------ 2,689.00 ---------------------- 179-9

NEBRASKA COMMUNITY CENTER

MICHAEL F. POPP - ARCHITECT — RESOLUTION 64-13-17

E.A. REIM (PLUMBING & HEATING, INC.) — OLD FIRE STATION NO. 7

Inv. ------ final ------- 3,640.00 ---------------------- 211-9

HAWK CONSTRUCTION, INC.

Inv. 2 ---- final ------- 7,885.00 ---------------------- 241-16

SENIOR CITIZENS CENTER

GRINSFELDER - McARDLE ASSOCIATES, INC. - CONSULTING ENGINEERS

ARCHITECTURAL GRAPHICS, INC. --- 10-3, 269-11

BUSINESS EQUIPMENT CO. --- 38-6, 64-13, 90-24, 138-18

CAROLYN INTERIORS -- 90-24

HARRISON HOUSE FOOD SERVICE -- 53-29, 80-14

LEWIS & CHRISTEN OFFICE SUPPLY CO. ------------------------------------- 219-11, 276-11

OFFICE INTERIORS --- 144-25, 152-14, 206-8

MOELLERING CONST. CO., INC.--- 16-19, 30-19, 53-30, 88-8

SEARS, ROEBUCK & CO. --- 21-21, 33-15, 147-13

SIEBOLD-PRICE TREE & LANDSCAPE CO. ------------------------------------- 29-11, 56-13, 98-10, 156-12, 280-11

ARCHITECTURAL SERVICES --- 16-20, 16-21, 64-14, 93-14, 144-21, 235-17

THREE RIVERS FILTRATION PLANT

McNAMEE, PORTER & SEELEY - CONSULTING ENGINEERS

FAIRLANE DRILLING & TESTING CO. -- 147-14

I.

15 – [illegible] – 13

65-315-13

5/3/78 HI

78- 18423

5-86-78

AGREEMENT FOR SEWER EXTENSION

THIS AGREEMENT, made in triplicate this 3rd day of May, 1978, by and between BEN BUNT REALTY, INC., hereinafter referred to as "Developer", and the CITY OF FORT WAYNE, INDIANA, an Indiana Municipal Corporation, hereinafter referred to as "City",

WITNESSETH:

WHEREIN, the Developer desires to construct the following described sanitary sewer for The Hollows, Section I, more particularly described as follows:

MAIN #1: Beginning at a proposed sanitary sewer manhole located 80± LF East of west R/W line of Maplecrest Road and 30± LF south of the centerline of Millhollow Lane; thence westerly generally following the south R/W line of Millhollow Lane 1300± LF terminating at a proposed cleanout.

LATERAL #1: Beginning at a proposed sanitary sewer manhole located 30± LF south of Millhollow Lane and 30± LF west of east Property line of Lot #2 of The Hollows, Section I; thence due north 340± LF terminating at a proposed manhole located 5± LF south of and 5± LF west of southwest corner lot #62 of The Hollows, Section I.

LATERAL #2: Beginning at a proposed sanitary sewer manhole located 25± LF east of and 30± LF south of the centerline intersection of Old Willow Place and Millhollow Lane; thence north 525± LF terminating at a proposed manhole located 20± LF east of the centerline of Old Willow Place and 5± LF south of the southeast corner of Lot #43 of The Hollows, Section I.

LATERAL #3: Beginning at a proposed manhole located 30± LF east of and 30± LF south of the center line intersection of Old Willow Place and Millhollow Lane; thence due north 515± LF terminating at a proposed cleanout located 20± LF east of the centerline of Arch Tree Place and 5± LF south of the southeast corner of Lot #27 of The Hollows, Section I.

Said sewer shall be 8" in diameter.

All aforedescribed Laterals shall be 8" in diameter, and constructed in accordance with plans, specifications and profiles heretofore submitted to the City and now on file in the office of the Chief Engineer of the Water Pollution Control Utilities of the City, and known as The Hollows, Section I, which plans, specifications and profiles are by reference incorporated herein and made a part thereof. NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties hereto agree as follows:

ALLEN COUNTY RECORDER
Irene E. Linhart
1978 JUN 23 AM 9:06

DULY ENTERED FOR TAXATION
JUN 23 1978
Joan D. Uebelhoer
AUDITOR OF ALLEN COUNTY

INSTRUMENT 4739

6.50

1. CONSTRUCTION OF SEWER:

The Developer shall cause said sewer to be constructed and located in accordance with said plans, specifications, and profiles, all approved by the City, under private contract after requisite City approval. All work and materials shall be subject to inspection by City and the right of City to halt construction if there shall be non-compliance therewith. Said sewer shall not be deemed permanently connected into the sewer system of City until final acceptance by City. Upon completion, said sewer shall become the property of City and City shall accept sewage therefrom, subject to such monthly sewage service charges as may now or hereafter be regularly established by City and all further maintenance thereafter shall be borne by City.

2. COST OF CONSTRUCTION:

The Developer agrees to pay the entire cost and expense of construction of said sewer, in cash, including City inspection fees, and to hold the City harmless from any liability for claims connected therewith.

3. AREA OF DEVELOPER:

Said sewer when accepted by the City will serve The Hollows, Section I, subject to park areas to be deeded to The Hollows Community Association, Inc., said parks noted in The Hollows, Section I, as Block A and containing 2.57 acres more or less. Also, subject to the Road right-of-way containing 3.5 acres more or less.

Therefore, the amount of assessable area to developer for the described real estate contains 15.46 acres.

As the Developer will pay for the cost of construction of said sewer as it pertains to the above described area, no charge or assessment is made by this Agreement against the above described real estate for the construction of said sewer by the present or future owners of said real estate except only as to such standard tap-in inspection fees and monthly sewage treatment charges as are customarily charged by the City for connections to City Sewer mains and treatment of sewage therefrom. An area connection charge of $300.00 per acre must be paid to City at the time of connection. This area connection charge is in addition to the local charge as set forth above, and represents the oversizing cost expended by City for sewer line pertaining to Pierson Ditch Interceptor - Resolution No. 145-1964 and Resolution No. 146-1964, adopted by resolution of the Board of Works on September 14, 1964.

4. BOND:

The Developer shall furnish a satisfactory Maintenance Bond for 25% of the value of the sewer which shall guarantee said sewers against defects for a period of one (1) year from the date of final acceptance of said sewers by the City.

5. LIMITATION ON USE:

Said sewers shall be constructed for disposal of sanitary sewage only, and neither the parties hereto, their successors, or assigns, or any future owner of any land serviced by said sewer, shall at any time discharge or permit to be sidcharged or to flow into said sanitary sewer, any water runoff caused by natural precipitation or anything other than sanitary sewage or contaminated wastewater.

6. GOVERNING STATUTE:

It is the intention of the parties hereto to utilize and take advantage of and apply to this Agreement the provisions of Section 16, 17 and 18 of Chapter 128 of the Acts of 1967 of the State of Indiana (I.C. 19-2-7-16, I.C. 19-2-7-17, I.C. 19-2-7-18, the provisions of which Sections shall govern with respect to any matters not specifically outlined herein.

7. WAIVER OF RIGHT TO REMONSTRATE AGAINST ANNEXATION:

The Developer, for itself, its successors in title and assigns, waives and releases any and all rights which it may now or hereafter have to remonstrate against or otherwise object to, interfere with, or oppose any pending or future annexation by City of any territory now or hereafter owned by him, as described in Article 3 herein, or hereafter served by said sewer or any extension thereof. In further consideration and to induce City to execute and retify this Agreement, said Developer, for itself, its successors and assigns, agrees by this Agreement to vest in City the permanent right at tis discretion to annex to the City of Fort Wayne at any future time by duly authorized ordinance the said real estate described in Article 3 herein.

Developer further agrees that any deeds, contracts, or other instruments of conveyance made by the Develper, its successors or assigns transferring or conveying any interest or title in and to any of the real estate described in Article 3 herein, shall contain the waiver and release provisions contained in this article, which provisions shall run with the land and the acceptance of the delivery of any such instrument from the Developer, his successors and assigns by any grantee, vendee, or contract purchaser, shall be made subject to the terms of this Agreement and shall constitute an acceptance of the foregoing provisions by said grantee, vendee, or contract purchaser and their successors in title.

The Developer further agrees to record an executed copy of this Agreement in the Allen County Recorder's office within ten (10) days of its adoption and approval by the Common Council of City as hereinafter provided. Any owner or owners of which are now, or hereafter located outside the corporate limits of City who connect into the sewer constructed hereunder shall be deemed to thereby waive his, her, their, or its right to remonstrate against or otherwise object to, interfere with, or oppose any pending or future annexation by City of such land or of the territory in which it is located or of the area served by said sewer.

8. COUNCILMANIC APPROVAL:

It is understood and agreed that this Agreement is in all respects subject to approval by the Common Council of City, by duly adopted ordinance, and if such ordinance is not adopted within a period of ninety (90) days after execution thereof, this Agreement shall be null and void and of no further force and effect.

IN WITNESS WHEREOF, the parties have subscribed to this Agreement the day and year first above written.

ATTEST:

By Lucile C Bunt
Corporate Secretary
Lucile C. Bunt

BEN BUNT REALTY, INC.

By Benjamin E Bunt
Benjamin E. Bunt, President

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

BEFORE ME, a Notary Public, in and for said County and State, this 20th day of March, 1978, personally appeared the within named Benjamin E. Bunt, President of Ben Bunt Realty, Inc. and as such are duly authorized to execute the foregoing instrument and acknowledged the same as their voluntary act and deed for the uses and purposes therein set forth.
IN WITNESS WHEREOF, hereunto subscribed my name, affixed my official seal.

My Commission Expires:

Carolyn S. Wyant Notary Public
Resident of Allen County, Indiana

CITY OF FORT WAYNE, INDIANA

By: Robert E Armstrong
Robert E. Armstrong, Mayor

BOARD OF PUBLIC WORKS

By: Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

ATTEST:

By:
Ethel H. LaMar, Member

By: Max G. Scott
Max G. Scott, Member

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

BEFORE ME, the undersigned, a Notary Public, in and for said County and State, personally appeared Mayor Robert E. Armstrong, and Henry P. Wehrenberg, Chairman and Max G. Scott member.
who acknowledged the execution of the foregoing Agreement for Sewer Extension, as and for their voluntary act and deed for the uses and purposed therein contained.
IN WITNESS WHEREOF, hereunto subscribed my name, affixed my official seal.

Anne J. Fox
Notary Public
Resident of Allen County

My Commission Expires:
3/6/80

Approved as to form and legality:
Larry I Brown
Associate City Attorney

This Instrument prepared by Philip R. Boller, P.E.

1978 MAY -5 PM 4:00

ALLEN COUNTY RECORDER

June E. Swihart

78- 12126

65-314-7

H.I
5/3/78

RESOLUTION NO. 65-314-7

WHEREAS, the Board of Public Works has caused to be installed a segment of the Neuhaus Ditch Interceptor (Sewer Res. 853-71), and

WHEREAS, the Board of Public Works did adopt on March 14, 1968 certain area connection fees for the construction of the Spy Run Interceptor Sewer Res. 131 which by reference is hereby incorporated, and

WHEREAS, these two (2) Interceptor Sewers already have been sized to provide sanitary service to the areas shown on Exhibit "A", and

WHEREAS, the Board of Public Works has set aside certain oversizing financing funds for the construction of a segment of the Neuhaus Ditch Interceptor through the North American Van Lines complex, and

WHEREAS, the Board of Public Works has financed the oversizing cost for the construction of a segment of the Neuhaus Ditch Interceptor under B.O. 173-76 (Kruse Interceptor), and

WHEREAS, the Board of Public Works proposes to have constructed the complete Neuhaus Ditch Sanitary Interceptor Sewer System as shown on Exhibit "A" to accommodate additional sewer extensions and connections from both present and future users.

NOW THEREFORE BE IT RESOLVED by the Board of Public Works that:

(1) All future users of the above described sewer system shown on Exhibit "A" whether by direct tap or connection to a lateral or extension thereof shall pay an area connection fee of $610.00 per acre and any areas which have agreed to pay or have paid their respective area connection fees in advance to the date hereon shall not be subject to this area connection fee.

(2) All established tap permit fees and monthly user charges shall be paid in addition to the above stated area connection fees.

(3) The Board of Public Works reserves the right to adjust the above established fees and charges for any special conditions.

(4) Any and all property owners and their successors outside of the City limits tapping or connecting into these City of Fort Wayne sanitary sewer systems shall release their right to remonstrate against pending or future annexation by the City of Fort Wayne.

(5) All area connection fees shall be paid prior to the time of connection.

ADOPTED this 3rd day of May, 1978.

DULY ENTERED FOR TAXATION

MAY - 5 1978

Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

Mr. Sabah WPC Engineering
-7061

INSTRUMENT L 2362

BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar, Member

Max G Scott
Max G Scott, Member

ATTEST:

Ursula Miller
Ursula Miller, Clerk

Larry Burke
Larry Burke, Associate City Attorney
(Approved as to form and legality)

Hold
[illegible]
Being [illegible]
5/15/78

NEUHAUS DITCH INTERCEPTOR

ENGINEER'S ESTIMATE

March 31, 1978

Reference:	Exhibit "A"		
PT A - B-1	Already constructed through North American Van Lines and Kruse Addition Projects.		
PT B-1 - C			
	15" R.C.P.		4400 ± Lineal feet
	Average Depth	18.0 ft.	Use Class V @ $44.00*/LF
	Total Cost		$193,600.00
Pt C - D			
	18" R.C.P.		4550± Lineal feet
	Average Depth	20.0 Ft.	Use Class V @ $49.00*/LF
	Total Cost	=	$222,950.00
Pt. D -E	21" R.C.P.		4200± Lineal Feet
	Average Depth	15.0 ft.	Use Class IV @ $47.50*/LF
	Total Cost	=	$199,500.00
Pt. E - F	27" R.C.P.		3600± Lineal Feet
	Average Depth	15.0 Ft.	Use Class IV @ $55.00*/LF
	Total Cost	=	$198.000.00
Pt. 1 - D	12" R.C.P.		3700± Lineal Feet
	Average Depth	20.0 Ft.	Use Class V @ $35.00*/LF
	Total Cost	=	$129.500.00
Pt. 2 - E	15 " R.C.P.		5400± Lineal Feet
	Average Depth	25.0 Ft.	Use Class V ± $44.00*/LF
	Total Cost		$237,600.00

* Backfill, Dewatering, Restoration of Streets, Manholes are included in the cost per foot of pipe

Tunnelling under I-69 & Railroad

500± L.F. to be tunnelled @ $150.00/LF

Total Cost = $75,000.00

Seeding

25,850± Total L.F.

Assume a 50' swath

25,850' x 50' = 14,500± SY @ $ 0.80/SY

Total Cost = $114,880.00

ESTIMATED CONSTRUCTION COST = $ 1,371,030.00

SEWER RESOLUTION 853-71 = $ 130,700.00

OVERSIZING COST PAID TO KRUSE = $ 8,455.00

NORTH AMERICAN VAN LINES OVERSIZING COST = 23,933.00

TOTAL PROJECT COST = $ 1,534,118.00

TOTAL BENEFITTED AREA = 3100± Acres

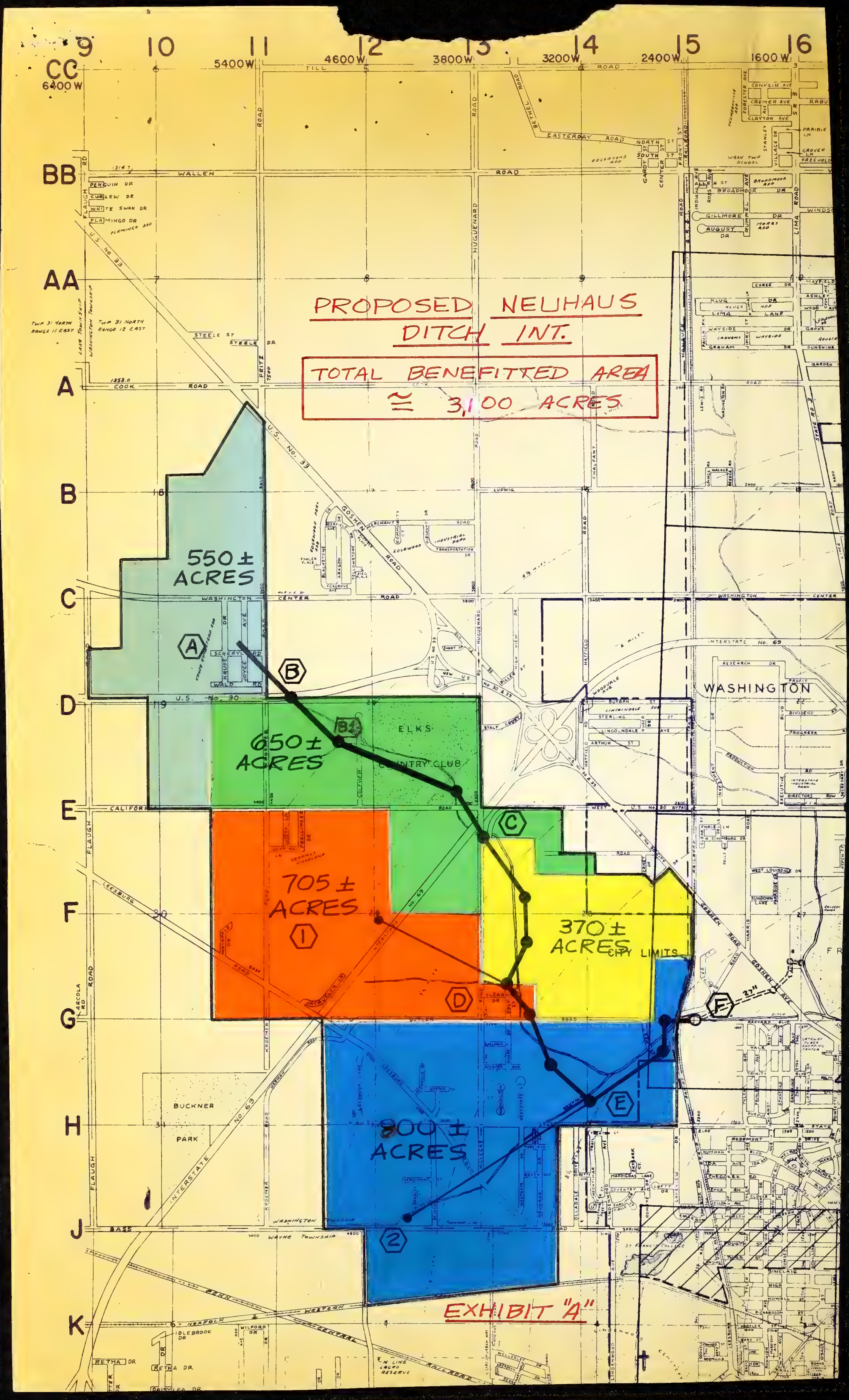
Less 20% FOR PARKS & STREETS = 620± Acres

ASSESSABLE AREA = 2,480± Acres

USE 2500± ACRES

AREA ASSESSMENT = $ 613.65/Ac.

USE $610.00/ac


PROPOSED NEUHAUS DITCH INT.

TOTAL BENEFITTED AREA ≅ 3,100 ACRES

550 ± ACRES
650 ± ACRES
705 ± ACRES
370 ± ACRES
800 ± ACRES
A
B
B1
C
D
E
F
1
2
CC
BB
AA
A
B
C
D
E
F
G
H
J
K
9
10
11
12
13
14
15
16
6400 W
5400 W
4600 W
3800 W
3200 W
2400 W
1600 W
WASHINGTON
CITY LIMITS
ELKS COUNTRY CLUB
BUCKNER PARK
U.S. No. 33
U.S. No. 30
INTERSTATE No. 69
GOSHEN ROAD
HUGUENARD ROAD
WASHINGTON CENTER ROAD
COOK ROAD
WALLEN ROAD
CALIFORNIA
LEESBURG ROAD
FLAUGH
ARCOLA RD
BASS
PENN CENTRAL RAILROAD
NORFOLK & WESTERN
ST FRANCIS COLLEGE
27"

EXHIBIT "A"

Memorandum

To BOARD OF PUBLIC WORKS Date 5/18/78

From PHILIP R. BOLLER

Subject NEUHAUS DITCH INTERCEPTOR: RES. 65-314-7

COPIES TO:

Dammeier

See note below

Enclosed for your records is the recorded subject resolution that delineates the area to be served along with area connection fees of subject interceptor.

If you have any questions contact Duane Embury or the undersigned.

Phil Boller

Philip R. Boller, P.E.
Chief Water Pollution Control Engineer

PRB/DE/iw
Encl.

Note to Dammeier - Utilize the attached resolution and make a file that will be used for area connection fees to serve the delineated area shown on Exhibit "A". Place the delineated area shown on Exhibit "A" on our two sewer master maps for reimbursement.

PRB

NOTED
☐ H.P.W.
☐ [illegible]
☐ M.G.D.
Date________

BOARD OF PUBLIC WORKS
MAY 19 1978
RECEIVED

A.I.

65-311-17 H.I.
5/1/78

AGREEMENT FOR AREA CONNECTION

FEE PAYMENTS

THIS AGREEMENT, made this 1st day of May, 1978, by and between Kenneth Niemeyer Real Estate & Development, Inc. hereinafter referred to as "Developer", and the Board of Public Works of the City of Fort Wayne, Indiana, hereinafter referred to as "City".

WITNESSETH:

WHEREAS, the Developer has developed Branning Hills, Section I consisting of 22.1 chargeable acres and

WHEREAS, there are sanitary sewer connection fees due per Resolution 65-277-16,

NOW THEREFORE, it is agreed by the City and Developer that the area connection fee of $14,254.50 be paid in the following manner:

1. A payment of $5,000.00 be made to the City at the time of executing this agreement.

2. A payment of $5,000.00 be made to the City on January 1, 1979.

3. A final payment of $4,254.50 be made to the City on or before January 1, 1980.

4. The terms and provisions of this Agreement shall be binding upon the Owner, its successors, nominees and assigns and shall run with the real estate and any subsequent sale or transfer of the real estate shall be subject thereto.

The above and foregoing Agreement and the terms thereof are accepted by both the City of Fort Wayne, Indiana, by and through its Board of Public Works and the Owner of the real estate.

IN WITNESS WHEREOF, the parties, and each of them, have affirmed their signatures and seal hereto:

CITY OF FORT WAYNE, INDIANA
BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

ATTEST:

Ursula Miller
Ursula Miller, Clerk

Ethel H. LaMar, Member

Max G Scott
Max G Scott, Member

DEVELOPER: KENNETH NIEMEYER, REAL
ESTATE & DEVELOPER, INC.

Kenneth Niemeyer
By: Kenneth Niemeyer

Arlene Niemeyer
Corporate Secretary for
Kenneth Niemeyer, Real Estate &
Developer, Inc.

STATE OF INDIANA)
COUNTY OF ALLEN) ss:

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Henry Wehrenberg, Chairman of the Board of Public Works, ~~Ethel H. LaMar~~ and Max G Scott, Members of the Board of Public Works; who acknowledged the execution of the foregoing agreement for area connection fee payments, as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 1st day of May, 1978.

My Commission Expires:
3/6/80

Anne J. Fox
Notary Public - Resident of Allen County

STATE OF INDIANA, COUNTY OF ALLEN, SS:

Before me, the undersigned, a Notary Public and for said County and State, personally appeared Kenneth Niemeyer, of Kenneth Niemeyer Real Estate & Development, Inc., who acknowledged the execution of the foregoing agreement for area connection fee payments, as and for his voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal, this 21st day of April, 1978.

Lena M. Manganiello
Notary Public
Resident of Allen County
Lena M. Manganiello

My Commission Expires;

April 11, 1979

This Instrument prepared by Philip R. Boller, Chief Water Pollution Control Engineer.

65-308-4

4/.

EMERGENCY FLOOD RESOLUTION NO. 65-308-4

WHEREAS, the Sludge Lagoons for the Water Pollution Control Treatment Plant were flooded during the recent flood; and

WHEREAS, it is necessary to pump these flood waters from said lagoons to a drainage ditch on sludge lagoon site; and

WHEREAS, the State Board of Health has indicated they will only approve said pumping at present river level:

NOW, THEREFORE, the Board of Public Works hereby declares an Emergency exists to pump these flood waters from said lagoons and orders City Utilities' General Superintendent's Office and Water Pollution Control Engineering to solicit at least three bids so that award can be made at 9:00 a.m. on Wednesday, May 3, 1978.

Henry P. Wehrenberg

BOARD OF PUBLIC WORKS

ATTEST: ______________________
Secretary and Clerk

65-298-9 H. I.
4/19/78

SEWER EASEMENT RESOLUTION NO. 157-77

AMENDMENT I

65-264-8

WHEREAS the Board of Public Works adopted Sewer Easement Resolution No. 157-77 on December 12, 1977 and confirmed said Resolution on February 23, 1978; and

WHEREAS, said Resolution provided for condemnation of permanent and temporary easements of 20' over property owned by Century 21 Investments, Inc.; and

WHEREAS, said Board of Works has entered into a memorandum of agreement with Century 21 Investments, Inc., providing for both permanent and temporary easements of dimensions different than those contained in said Resolution No. 157-77 over property owned by Century 21 Investments, Inc.:

NOW, THEREFORE, the Board of Public Works hereby amends Sewer Easement Resolution No. 157-77 by deleting Permanent Easement I and Temporary Easement D.

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. Lamar, Member

Max G Scott
Max G Scott, Member

ATTEST:

Ursula Miller
Ursula Miller, Clerk

78- 10340

65-298-8 4/1

GRANT OF EASEMENT

THIS INDENTURE WITNESSETH THAT: Century 21 Investment, Inc. of Allen County, State of Indiana, hereinafter referred to as "GRANTOR", for and in consideration of One Dollar, receipt of which is hereby acknowledged, does hereby grant, quit-claim, and convey to the CITY OF FORT WAYNE, hereinafter referred to as "GRANTEE", a permanent easement and right-of-way to construct, operate, control, maintain, reconstruct, and remove a sewer line along and across the following described real property, located in Allen County, State of Indiana, to wit:

The following described Permanent and Temporary easements on space now or formerly owned by Century 21 Investment, Inc. as recorded in Instrument #76-10184. Located in part of Ann Hackley Reserve, Section 8 and Section 9, Township 31 North, Range 13 East.

PERMANENT EASEMENT:

1. The south 20' of the west 486.4' of aforedescribed space lying immediately north of and adjacent to the north boundary line of Riverbend Woods, Section 1, as recorded in Plat Book 38, Pages 112 to 114.
2. The south 15' of the east 632.2' of the west 1118.6' of aforedescribed space lying immediately north of and adjacent to the north boundary line of Riverbend Woods, Section 1, as recorded in Plat Book 38, Pages 112 to 114.

TEMPORARY EASEMENT:

1. The north 20' of the south 40' of aforementioned Permanent Easement 1.
2. The north 25' of the south 40' of aforementioned Permanent Easement 2.

'78 APR 20 AM 10:57
ALLEN COUNTY RECORDER

Grantor certifies under oath that no Indiana Gross Income Tax is due or payable in respect to the transfer made by this deed.

EXECUTED THIS 19th day of April, 1978.

DULY ENTERED FOR TAXATION
APR 20 1978
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

CENTURY 21 INVESTMENT, INC.

BY: Robert R. Morris
Robert Morris, Officer

BY: Richard G. Snyder
Richard G. Snyder, Officer

ACKNOWLEDGMENT

INSTRUMENT L 1718

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Robert Morris & Richard G. Snyder Officers of Century 21 Investment, Inc., who acknowledged the execution of the foregoing Grant of Easement, as and for their voluntary act and deed, for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 19TH day of APRIL, 1978.

Frederick A. Beckman
Notary Public Frederick A. Beckman
Resident of Allen County

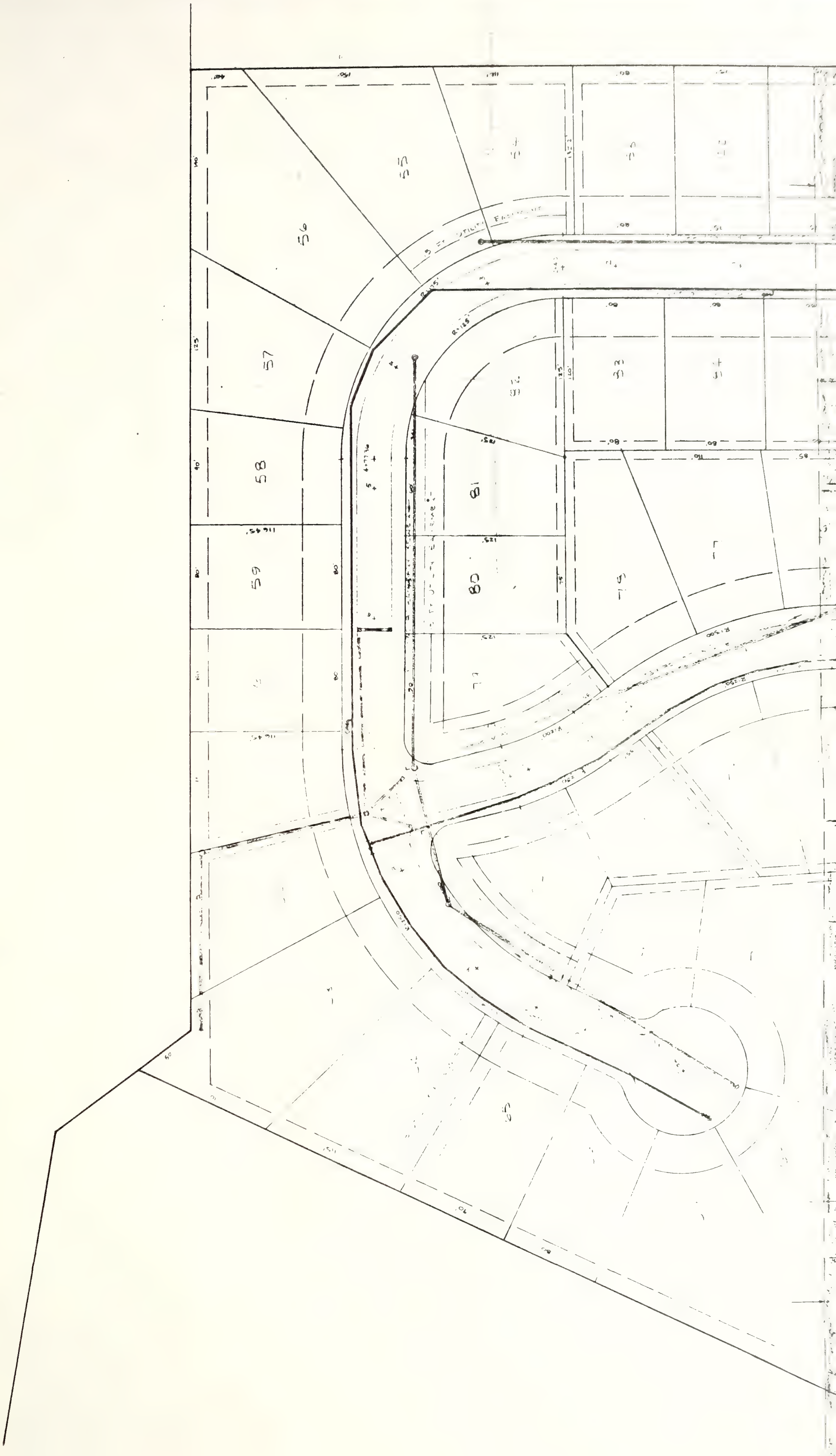
My Commission Expires:
10-23-79

This Instrument prepared by Philip R. Boller, P.E.

Bill- 7061

4.50 ab

65-298-8 H.I.
4/19/78



55
56
57
58
59
81
80
32
33
34
R=125'
R=150'
5 FT UTILITY EASEMENT

78- 10340

65-298-8 4/14

GRANT OF EASEMENT

THIS INDENTURE WITNESSETH THAT: Century 21 Investment, Inc. of Allen County, State of Indiana, hereinafter referred to as "GRANTOR", for and in consideration of One Dollar, receipt of which is hereby acknowledged, does hereby grant, quit-claim, and convey to the CITY OF FORT WAYNE, hereinafter referred to as "GRANTEE", a permanent easement and right-of-way to construct, operate, control, maintain, reconstruct, and remove a sewer line along and across the following described real property, located in Allen County, State of Indiana, to wit:

The following described Permanent and Temporary easements on space now or formerly owned by Century 21 Investment, Inc. as recorded in Instrument #76-10184. Located in part of Ann Hackley Reserve, Section 8 and Section 9, Township 31 North, Range 13 East.

PERMANENT EASEMENT:

1. The south 20' of the west 486.4' of aforedescribed space lying immediately north of and adjacent to the north boundary line of Riverbend Woods, Section 1, as recorded in Plat Book 38, Pages 112 to 114.
2. The south 15' of the east 632.2' of the west 1118.6' of aforedescribed space lying immediately north of and adjacent to the north boundary line of Riverbend Woods, Section 1, as recorded in Plat Book 38, Pages 112 to 114.

TEMPORARY EASEMENT:

1. The north 20' of the south 40' of aforementioned Permanent Easement 1.
2. The north 25' of the south 40' of aforementioned Permanent Easement 2.

APR 20 AM 10:57
ALLEN COUNTY RECORDER

Grantor certifies under oath that no Indiana Gross Income Tax is due or payable in respect to the transfer made by this deed.

EXECUTED THIS 19th day of April, 1978.

DULY ENTERED FOR TAXATION
APR 20 1978
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

CENTURY 21 INVESTMENT, INC.

BY: ______________________
Robert Morris, Officer

BY: ______________________
Richard G. Snyder, Officer

ACKNOWLEDGMENT

INSTRUMENT 1718

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Robert Morris & Richard G. Snyder Officers of Century 21 Investment, Inc., who acknowledged the execution of the foregoing Grant of Easement, as and for their voluntary act and deed, for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 19TH day of APRIL, 1978.

____
Notary Public Frederick A. Beckman
Resident of Allen County

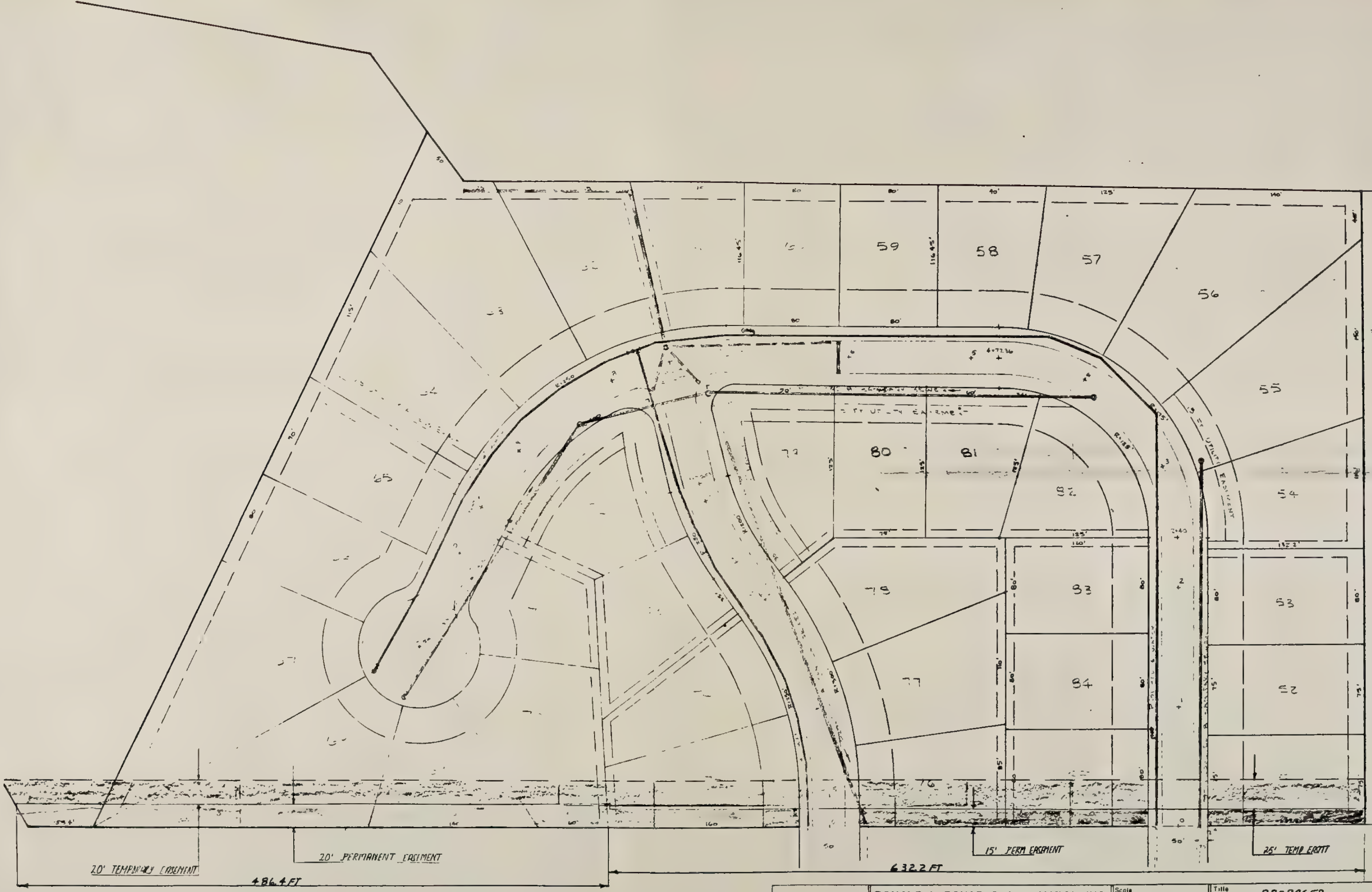
My Commission Expires:
10-23-79

This Instrument prepared by Philip R. Boller, P.E.

Bill 7061

4.50 ck

65-298-8 H.I.
4/19/78


59
58
57
56
55
54
53
52
80
81
82
83
84
79
77
76
65
15' UTILITY EASEMENT
20' TEMPORARY EASEMENT
20' PERMANENT EASEMENT
486.4 FT
15' PERM EASEMENT
25' TEMP ESMT
632.2 FT
50'

RONALD L. BONAR & ASSOCIATES, INC.
ENGINEERING • SURVEYING • PLANNING
SUITE 430, 116 EAST WAYNE STREET
FORT WAYNE, INDIANA

Design by	Drawn by	Checked by	Job No.	Date	Drawing No.

Scale 1" = 40'

Sheet | Of

Title
PROPOSED
RIVER BEND WOODS SEC II
D.E. APRIL 18, 1978

Description
STREET STORM SANITARY & WATER

632.2

Subject: Shoaff Park River Estates.

May 5, 1978

Mr. Ralph Barnett
Fort Wayne Right of Way Office

Mr. Barnett;

I will remove all concrete that is necessary to replace to meet City Standards and Specifications on Lots #44, 30, 31, 32, and 27.

I will start removal on said Lot's on or before May 8, 1978, weather permitting.

I will replace said concrete by May 22, 1978, on Lot's mentioned above, weather permitting, with City inspection on form and concrete.

Respectively,

Donald E. Fisher

Donald E. Fisher

Ralph Barnett
Insp Div.
TECH SERVICES DEPT.
5-5-78

78- 10341

65-298-6 HI

DULY ENTERED FOR TAXATION 4/19/78

APR 20 1978

Jan D. Uebelhoer
AUDITOR OF ALLEN COUNTY

MEMORANDUM OF AGREEMENT

Memorandum of agreement dated April 19, 1978, between the Board of Public Works of the City of Fort Wayne, Indiana, (herein "Board"), and Century 21 Investments, Inc. (herein "Century"), WITNESSES:

Whereas, the Board on December 22, 1977, adopted Sewer Easement Resolution No. 157-77 providing for the condemnation of right-of-way for a permanent sewer easement over the south 20 feet of real estate owned by Century and a temporary sewer easement over the north 20 feet of the south 40 feet of real estate owned by Century; and

Whereas, Century has filed its remonstrance against such resolution; It is therefore agreed:

1. Century shall include as a part of its final plat of Riverbend Woods, Section II, now pending for final approval by the Plan Commission of Allen County, a Permanent Easement to construct, operate, repair, control, maintain, reconstruct, ingress rights, egress rights, etc., of 15 feet in width along and adjacent to the south line of said plat and within lots 51, 75, 76 and 85, in which easement the Board may locate its sewer line.

2. Century shall include as a part of its final plat of Riverbend Woods, Section II, now pending for final approval by the Plan Commission of Allen County, a Permanent Easement to construct, operate, repair, control, maintain, reconstruct, ingress rights, egress rights, etc., of 20 feet in width along and adjacent to the south line of (1) Lots 67, 68, 69 and 70, and (2) The open space west of said plat, in which easement the Board may locate its sewer line.

3. Century will and hereby does, give and grant to the Board a temporary easement 25 feet in width along and adjacent to the north line of the permanent easement in, over and across lots 51, 75, 76 and 85 for the purposes of installation of such sewer line, which temporary easement shall expire September 25, 1978.

4. Century will, and hereby does, give and grant to the Board a temporary easement 20 feet in width along and adjacent to the north line of the permanent easement in, over and across (1) Lots 67, 68, 69 and 70, and (2) The open space west of said plat, for the purposes of installation of such sewer line which temporary easement shall expire September 25, 1978.

5. Of the two (2) platted streets which will provide access to the final plat of Riverbend Woods, Section II, Clingman's Trail and Nature Trail Drive, the Board and any contractor employed by Board will to the best of their ability, avoid closing at any one time both of said streets so that there will be no lack

INSTRUMENT L 1719

3.50

Bill - 7061

of access for vehicles into Riverbend Woods, Section II, and each street may be closed for only seven (7) consecutive days for purposes of installation of such sewer line.

6. Board will for that portion of the right-of-way for Nature Trail Drive and Clingman's Trail which will be excavated for the purpose of the installation of such sewer line, backfill, no later than June 1, 1978, the excavated area with Number 73 stone being compacted in a proper and workmanlike manner. Furthermore, any damages which occur to the installation of underground utilities for Riverbend Woods, Section II crossing the easements shall be the total responsibility of Century.

7. Board will cause the area over the excavation of such sewer line within the easements to be restored for any settlement to a condition consistent with the abutting lot surface.

8. Board will pay to Century the sum of $2,751.00 for both the easements herein described and the considerations made herein by Century.

In witness whereof, the parties have affixed their signatures the date above written.

CENTURY 21 INVESTMENTS, INC.

BY: Robert R. Morris
Robert R. Morris
Richard G. Snyder
Richard G. Snyder

BOARD OF PUBLIC WORKS OF THE
CITY OF FORT WAYNE

BY: Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman
Ethel H. LaMar
Ethel H. LaMar, Member
Max G Scott
Max G Scott, Member

ATTEST:
Ursula Miller
Ursula Miller, Clerk

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, a Notary Public in and for said County and State, this 31 day of March, 1978, personally appeared Richard G. Snyder and Robert R. Morris, Vice President and Secretary, respectively, of Century 21 Investments, Inc., and acknowledged the execution of the foregoing agreement.

Jean Marlene Light
Notary Public
Jean Marlene Light

My Commission Expires: 4-12-81

Allen
Residents of Allen County, Indiana

This instrument prepared by Philip R. Boller

8
10

[illegible]

Bo 64/78

ALLEN COUNTY RECORDER
June E. Swihart

1978 MAY 16 AM 9:18

65-293-6 4/17/78

78- 13241 5-65-78

4/9/78

AGREEMENT
FOR
SEWER EXTENSION

THIS AGREEMENT, made in triplicate this 17 day of April ,1978 by and between AM-CAL CONSTRUCTION CORP.,hereinafter referred to as "DEVELOPER" and the CITY OF FORT WAYNE,INDIANA, an Indiana municipal corporation, hereinafte referred to as "CITY",

WITNESSETH:

WHEREAS, the Developer desires to construct a sanitary sewer described as follows

Sanitary Sewer

> beginning at an existing sanitary sewer manhole located within the existing 60 feet Indiana and Michigan Electric Company Transmission line right-of-way and 190±LF South of the centerline of Hicksville Road and East State Blvd., all located within the Northeast 1/4 of Section 33, T 31 N, R 13 E; thence due North 200±LF to a proposed manhole located 35±LF West of and 25±LF North of the centerline intersection of said Indiana and Michigan Electric Company right-of-way and Hicksville Road; thence Northeast 800±LF terminating at a proposed manhole located 300±LF West of and 35±LF North of the centerline intersection of Maplecrest Drive and said Hicksville Road.

Said sanitary sewer shall be 8" in diameter, in accordance with plans, specifications, and profiles hertofore submitted to the City and now on file in the office of the Chief Engineer of the Water Pollution Control Engineering Department of the City and known as East State Blvd.-Maplecrest Road Intersection Sanitary Sewer, which plans, specifications and profiles are by reference incorporated herein and made a part hereof, which sewer will serve not only land in which the Developer has an interest, but also adjoining land areas.

WHEREAS, the cost of construction of said sewer is represented to be $ 26,795.00 composed of $ 23,995.00for construction costs and $2,800.00for consultant engineering.

DULY ENTERED FOR TAXATION
MAY 16 1978
Jan D. Uebelhoer
AUDITOR OF ALLEN COUNTY

NOW THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties hereto agree as follows:

1. CONSTRUCTION OF SEWER

The DEVELOPER shall cause said sewer to be constructed and located in accordance with said plans, specifications, and profiles, all approved by the CITY, under private contract with CITY approval. All work and materials shall be inspected by the CITY and conform with all CITY standards and specifications. Upon completion, said sewer shall become the property of CITY and all further maintenance thereafter shall be borne by the CITY.

JP 7061

INSTRUMENT 2772

2. COST OF CONSTRUCTION

The DEVELOPER agrees to pay the entire cost and expense of construction of said sewer, in cash, and to hold the CITY harmless from any liability for claims connected therewith.

3. AREA OF DEVELOPER - To Wit:

Beginning on the centerline of East State Blvd. at a point situated 261.5 feet southwesterly of the intersection of said centerline with the East line of Section 33, Township 31 North, Range 13 East, Allen Councy, Indiana; thence Southwesterly on and along the centerline of East State Blvd, being a regular curve to the right having a radius of 1380 feet, an arc distance of 266.42 feet (recorded 271.4 feet)(the chord of which bears S 61°-19' W for a length of 266.0 feet)(bearings in this description are based on a deed bearing of N 88°-00' E for the North lines of said Lots #1 & #2) to the Southwest corner of said Lot #2; thence N 01°-36' E (recorded "North"), on and along the West line of said Lot #2, a distance of 406.50 feet (recorded 405 feet) to the Northwest corner of said Lot #2; thence N 88°-00' E, on and along the North lines of said Lots #2 & #1, a distance of 167.3 feet (recorded 167 feet) to the Northeast corner of said Lot #1; thence S 10°-54'(recorded S13°-12' E), a distance of 289.7 feet (recorded 294.55 feet) to the true point of beginning, containing 1.648 acres of land, subject to legal right-of-way for East State Blvd.

As the DEVELOPER will pay for the entire cost of construction of said sewer as it pertains to the above described area, no charge or assessment is made by this Agreement against the above described real estate for the construction of said sewer, or the use thereof, by the present or future owners of said aforedescribed real estate, except as to such standard tap-in and inspection fees as are customarily charged by the CITY for connections to City sewer main.

4. CHARGE AGAINST EXCESS AREA

Said sewer, however, also serves an additional or excess area as shown on the attached Exhibit "A". In the event any present or future owner of real estate shall at any time within 15 years of the date of this Agreement, desire to use said sewer or any extension thereof, whether by direct tap or through the extension or connection of lateral or local lines to service such land, CITY, through its duly constituted authorities, before permitting such use, shall require by contract or assessment, as may be appropriate, that such owner or owners of said excess area pay to the CITY, in addition to the cost of standard tap-in and inspection fees, the sum of $0.11645 per sq. ft. for the area served by such connection and use, which represents the pro rata share of the cost of the extension of the CITY sewer to said area. Any amount so collected by the CITY shall be paid by the CITY within sixty (60) days of the receipt thereof to the DEVELOPER. DEVELOPER and CITY, by and between themselves mutually agree that DEVELOPER may assign its right to receive the reimbursement proceeds as and when collected by the CITY as called for under the within Agreement, provided DEVELOPER shall notify the CITY in writing of such assignment within fifteen (15) days of making same and provided further that such assignment shall not include an assignment to a receiver or in bankruptcy.

An area connection charge of $300.00 per acre must be paid to CITY at the time of connection by any such owner or owners of any excess area sought to be served by the herein described sanitary sewer. This area connection charge is

in addition to the local charge as set forth above, and represents the oversizing cost expended by CITY for the Pierson Ditch Interceptor Sanitary Sewers.

5. BOND

This contract is subject to DEVELOPER furnishing a satisfactory Performance and Guaranty Bond for the value of the sewer, said bond to serve as a guarantee of said sewer against defects for a period of one (1) year from the date of final acceptance of said sewer by the CITY.

6. LIMITATION ON USE

Said sewer shall be constructed for disposal of sanitary sewage only and neither the parties hereto, their successors, or assigns, or any future owner of any land serviced by said sewer, shall at any time discharge or permit to be discharged or to flow into said sanitary sewer, any water run-off caused by natural precipitation or anything other than sanitary sewage or contaminated wasts.

7. WAIVER OF RIGHT TO REMONSTRATE AGAINST ANNEXATION

The DEVELOPER, for itself, its successors in title and assigns, waives and releases any and all rights which it may now or hereafter have to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by CITY of any territory now or hereafter owned by him, as described in Article 3 herein.

The DEVELOPER further agrees that any deeds, contracts, or other instruments of conveyance made by the DEVELOPER, its successors or assigns transferring or conveying any interest or title in and to any of the real estate described in Article 3 herein, shall contain the waiver and release provisions contained in this article, which provisions shall run with the land and the acceptance of the delivery of any such instrument from the DEVELOPER, his successors and assigns by any grantee, vendee, or contract purchaser shall be made subject to the terms of this Agreement and shall constitute an acceptance of the foregoing provisions by said grantee, vendee or contract purchaser and their successors in title.

The DEVELOPER further agrees to record an executed copy of this contract in the Allen County Recorder's Office within ten (10) days of its adoption and approval by the Common Council of CITY as hereinafter provided. Any owner or owners of which is now, or hereafter, located outside the corporate limits of CITY who connect into the sewer constructed hereunder shall be deemed to thereby waive his, her, their or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by CITY of such land or if the territory in which it is located or of the area served by said sewer.

8. GOVERNING STATUTE

It is the intention of the parties hereto to utilize and take advantage of and apply to this Agreement the provisions of Sections 16, 17 and 18 of Chapter 12 of the Acts of 1967 of the State of Indiana (I.C. 19-2-7-16, I.C. 19-2-7-17 and I.C. 19-2-7-18), the provisions of which Sections shall govern with respect to any matters not specifically outlined herein.

9. COUNCILMANIC APPROVAL

It is understood and agreed that this contract is in all respects subject to approval by the Common Council of CITY, by duly adopted Ordinance, and if such Ordinance is not adopted within a period of ninety (90) days after execution thereof, this contract shall be null and void and of no further force and effect.

IN WITNESS WHEREOF, the parties have subscribed to this Agreement the day and year first above written.

DEVELOPER:

AM-CAL CONSTRUCTION CORP.

By: James McTamney
President - James J. McTamney

ATTEST:

Secretary (Corporate)
Luis Perez

CITY OF FORT WAYNE, INDIANA

By: Robert E Armstrong
Robert E. Armstrong, Mayor

APPROVED AS TO FORM AND LEGALITY

Associate City Attorney

BOARD OF PUBLIC WORKS

By: Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

By: Ethel W. LaMar
Ethel H. LaMar, Member

By: May G Scott
Max G. Scott, Member

ATTEST:

Ursula Miller

STATE OF NEW YORK)
) SS:
COUNTY OF NEW YORK)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared JAMES J. McTAMNEY, President of Am-Cal Construction Corp., who acknowledged the execution of the foregoing instrument for sewer extension as and for his voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 27th day of March, 1978.

Notary Public - Stanley L. Heller
Resident of New York County,
New York

My Commission Expires:

[illegible] 1980

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared ROBERT E. ARMSTRONG, HENRY P. WEHRENBERG, ETHEL H. LaMAR, and MAX G. SCOTT, known to me to be the Mayor, the members of the Board of Works of the City of Fort Wayne, Indiana, respectively, and the voluntary act and deed of said CITY.

WITNESS my hand and notarial seal this 17 day of April, 197 .

Anne J. Fox
Notary Public ANNE J. FOX

My Commission Expires: 3/6/80

Resident of Allen County

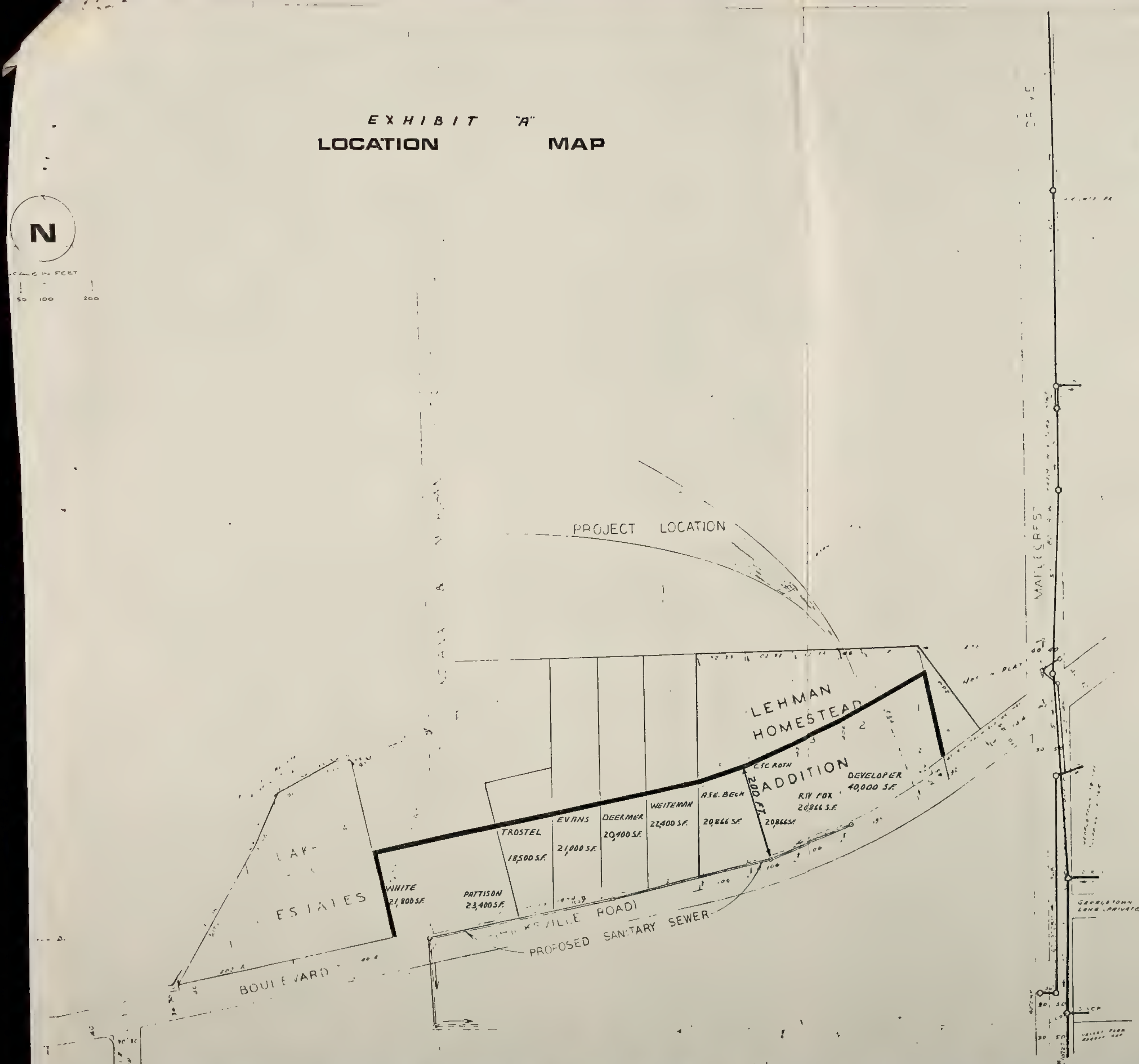
This instrument prepared by Philip R. Boller, Chief Water Pollution Control Engineer.

COMPUTATION OF ASSESSMENT FOR LOCAL SANITARY SEWER SHOWN IN EXHIBIT "A"

Benefitted Area See Exhibit "A"	Area in Sq.Feet	Property Owners Affected	Due Developer Cost Per Sq.Ft. Local Sewer Ext.	Area Connection Fees Due City Utilities for Pierson Ditch Interceptor per Sq. Ft.	Due City Utilities Total Area Connection Fees	Total Project Cost
Lot #1, Lehman Homestead) Lot #2 Lehman Homestead)	40,000	Developer	.11645	0.0068870523	$ 275.48	$ 4,933.50
Lot #3 Lehman Homestead	20,866	R.& V.Fox	"	"	143.71	2,573.55
Lot #4 Lehman Homestead	20,866	C. & C.Roth	"	"	143.71	2,573.55
#5 Lehman Homestead	20,866	A. & E.Beck	"	"	143.71	2,573.55
Space "A"	22,400	H.&F.Weiteman	"	"	154.26	2,762.74
Space "B"	20,400	R.& R.Deermer	"	"	140.50	2,516.08
Space "C"	21,000	W.& N.Evans	"	"	144.63	2,590.08
Space "D"	18,500	W.W.Trostel	"	"	127.40	2,281.72
Space "E"	23,400	T &P.Pattison	"	"	161.16	2,886.09
Space "F"	21,800	R &D.White	"	"	150.14	2,688.75
TOTALS	230,098 S.F.				$ 1,584.70	$ 28,379.61

EXHIBIT "A"
LOCATION MAP

KINNEY SHOES
OFFSITE SANITARY SEWER


N
SCALE IN FEET
50 100 200
PROJECT LOCATION
LEHMAN HOMESTEAD ADDITION
C.E.C. ROTH
200 FT.
DEVELOPER 40,000 S.F.
R.V. FOX 20,866 S.F.
20,866 S.F.
A.S.E. BECK 20,866 S.F.
WEITEMAN 22,400 S.F.
DEERMER 20,400 S.F.
EVANS 21,000 S.F.
TROSTEL 18,500 S.F.
PATTISON 23,400 S.F.
WHITE 21,800 S.F.
LAKE ESTATES
BOULEVARD
ROAD
PROPOSED SANITARY SEWER
NOT IN PLAT
MAPLECREST
GEORGETOWN LANE, PRIVATE

NORTHEAST 1/4 SECTION 33
TOWNSHIP 31 NORTH, RANGE 13 EAST
ST. JOSEPH TOWNSHIP

ENGINEER:
Z. K. TAZIAN ASSOC., INC.
710 S. BARR ST. FORT WAYNE, IND.

SHEET NO. 7 OF 7

ALLEN COUNTY RECORDER
Irene E. Swihart

78- 13240

65-289-10

H.I.
4/12/78

1978 MAY 16 AM 9: 18

5-71-78

AGREEMENT

FOR

SEWER EXTENSION

THIS AGREEMENT made in triplicate this 12 day of April 1978, by and between JOSEPH ZURZOLO, a resident of Allen County and over the age of 21, hereinafter referred to as "DEVELOPER" and the CITY OF FORT WAYNE, INDIANA, an Indiana Municipal Corporation, hereinafter referred to as "CITY", WITNESSETH:

WHEREAS, the Developer desires to construct a sanitary sewer described as follows:

> Beginning at an existing sanitary sewer manhole located 220 ± L.F. west of and 50 ± L.F. north of the centerline intersection of Clinton Street and Glenn Ave., thence northwesterly 400 ± L.F. terminating at a proposed manhole.

Said sewer consists of 400 ± L.F. of 8-inch clay pipe in accordance with plans, specifications, and profiles heretofore submitted to the City and now on file in the Office of the Chief Water Pollution Control Engineer of the City Utilities of the City, and known as ERNST COURT SANITARY SEWER EXTENSION, which plans, specifications and profiles are by reference incorporated herein and made a part hereof, which sewer will serve not only land in which the Developer has an interest, but also adjoining land areas.

WHEREAS, the entire cost of construction of said sewer is to be paid for by the Developer.

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties hereto agree as follows:

1. CONSTRUCTION OF SEWER

The Developer shall cause said sewer to be constructed and located in accordance with said plans, specifications, and profiles and shall

DULY ENTERED FOR TAXATION
MAY 16 1978
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY
INSTRUMENT L 2773

850

Call Jeff 7061

approved by the City, under private contract to be let within sixty (60) days after requisite City approval. All work and materials shall be subject to inspection by the City and the right of City to halt construction if there shall be noncompliance therewith. Said sewer shall not be deemed permanently connected into the sewer system of City until final acceptance by City. Upon completion, said sewer shall become the property of City and City shall accept sewage therefrom, subject to such sewage service charges as may now or hereafter by regularly established by City, and all further maintenance thereafter shall be borne by City.

2. COST OF CONSTRUCTION

The Developer agrees to pay the entire cost and expense of construction of said sewer, in cash, including engineering and City inspection fees, and to hold the City harmless from any liability for claims connected therewith.

3. AREA OF DEVELOPER

Said sewer, when accepted by the CITY, will initially serve the following described real estate of the DEVELOPER:

> Part of Section 26, Township 31 North, Range 12 East, in Allen County, Indiana more particularly described as follows, to wit:
>
> Beginning at a point on the N. line of Lot #3, Eliza Hanna Subdivision, said point being situated 790 feet west of the west right-of-way line of U.S. Highway #27 & State Road #427: and the north east property corner of Zurzolo, thence continuing west along the said N. line of Lot #3 a distance of 78.65 feet; thence south 36 deg. 35' west a distance of 287.97 feet ± to a point on the south property line of Zurzolo; thence east along said property line a distance of 249.07 feet ± to the south-east property corner of Zurzolo; thence north 0 deg. 8' east a distance of 231.0 feet ± to the point of beginning, containing .87 acres ± of land.

As the Developer will pay for the cost of construction of said sewer as it pertains to the above described area, no charge or assessment is made by this Agreement against the above described real estate for the construction of said sewer by the present or future owners of said real estate except only as to such standard tap-in, inspection fees and monthly sewage treatment charges as are customarily charged by the City for connections to City sewer mains and treatment of sewage therefrom.

4. CHARGE AGAINST EXCESS AREA

Said sewer, however, also serves an additional or excess area as shown on the attached Exhibit "A". In the event any present or future owner of the real estate shall at any time within fifteen (15) years of the date of this agreement, desire to use said sewer or any extension thereof, whether by direct tap or through the extension or connection of lateral or local lines to service such land; CITY, through its duly constituted authorities, before permitting such use, shall require by contract or assessment, as may be appropriate, that such owner or owners of said excess area pay to the CITY, in addition to the cost of standard tap-in and inspection fees, the sum of $0.0244089 per sq. ft. for the area served by each such connection and use, which represents the pro rata share of the cost of the extension of the CITY sewer to said area. Any amount so collected by the CITY shall be paid by the CITY within sixty (60) days of the receipt thereof to the DEVELOPER.

5. BOND

This contract is subject to Developer furnishing a satisfactory Performance and Guaranty Bond for the value of the sewer which shall guarantee said sewer against defects for a period of one (1) year from the date of final acceptance of said sewer by the CITY.

6. LIMITATION ON USE

Said sewer shall be constructed for disposal of sanitary sewage only, and neither the parties hereto, their successors, or assigns or any future owner of any land serviced by said sewer, shall at any time discharge or permit to be discharged or to flow into said sanitary sewer, any water runoff caused by natural precipitation or anything other than sanitary sewage or contaminated waste.

7. GOVERNING STATUTE

It is the intention of the parties hereto to utilize and take advantage of and apply to this Agreement the provisions of Sections 16, 17 and 18 of Chapter 128 of the Acts of 1967 of the State of Indiana (I.C. 19-2-7-16, I.C. 19-2-7-17, and I.C. 19-2-7-18), the provisions of which Sections shall govern with respect to any matters not specifically outlined herein.

8. COUNCILMANIC APPROVAL

It is understood and agreed that this contract is in all respects subject to approval by the Common Council of City, by duly adopted Ordinance, and if such Ordinance is not adopted within a period of ninety (90) days after execution thereof, this contract shall be null and void and of no further force and effect.

IN WITNESS WHEREOF, the parties have subscribed to this Agreement the day and year first above written.

DEVELOPER
By: Joseph Zurzolo
Joseph Zurzolo

CITY OF FORT WAYNE, INDIANA
By: Robert E Armstrong
Robert Armstrong, Mayor

BOARD OF PUBLIC WORKS
By: Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman
By: Ethel H. LaMar
Ethel H. LaMar, Member
By: ______________________
Max F. Scott, Member

ATTEST:

____
Clerk

Approved as to form and legality:

____
Associate City Attorney

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Joseph Zurzolo, a resident of Allen County and over the age of 21, who acknowledged the execution of the foregoing agreement for sewer extension as and for his voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 16th day of MARCH, 1978.

Wendell J. Propes
WENDELL PROPES

Resident of Allen County

My Commission Expires:

August 19, 1981

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Robert Armstrong, Mayor; Henry P. Wehrenberg, Chairman of the Board of Public Works; Ethel H. LaMar and ~~Max G. Scott~~, Members of the Board of Public Works, who acknowledged the execution of the foregoing agreement for sewer extension, as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 12 day of April, 1978.

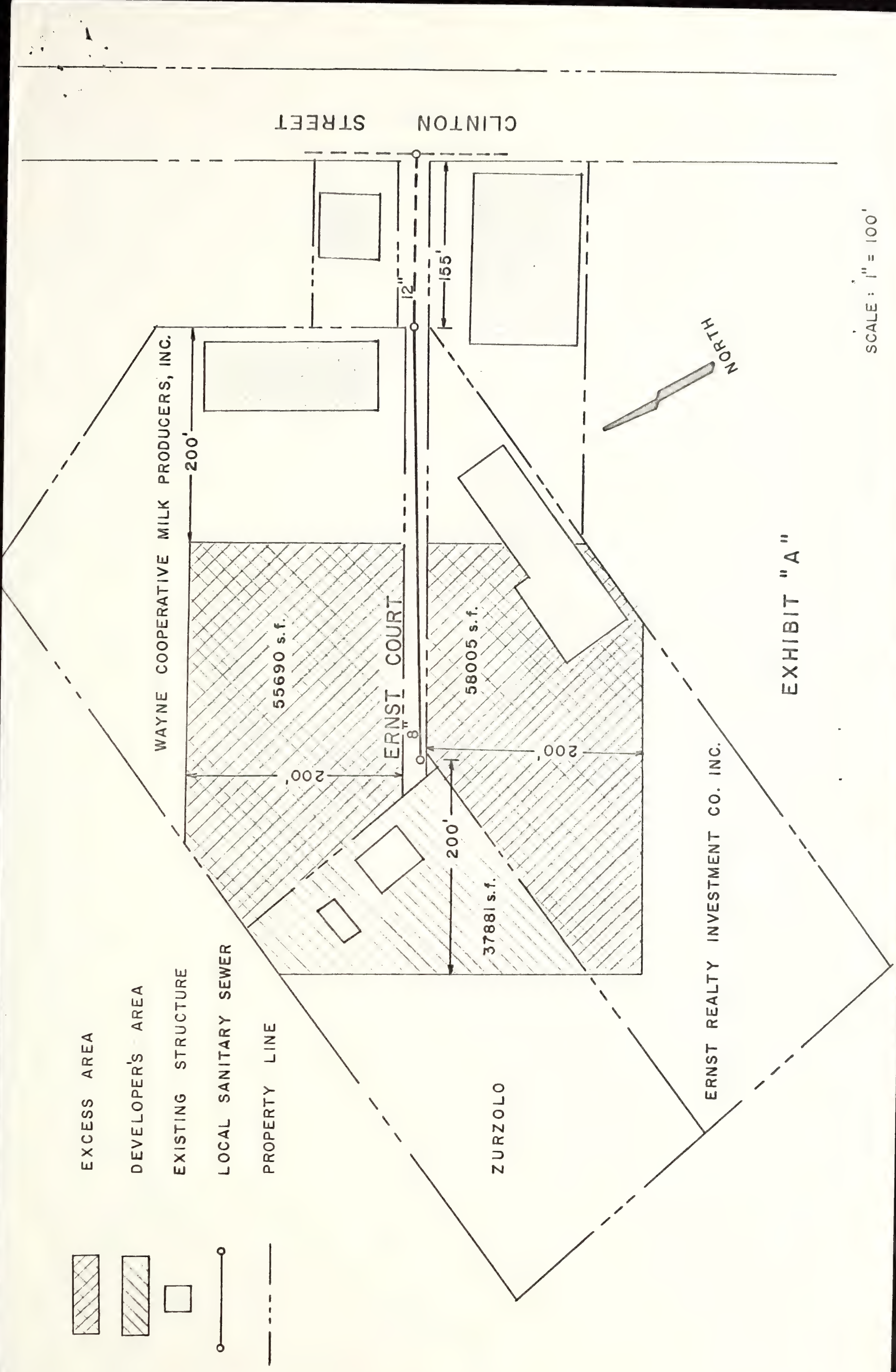
Anne J. Fox
ANNE J. FOX

Resident of Allen County

My Commission Expires:

3/6/80

This instrument prepared by: Phil Boller, Chief Water Pollution Control, City of Fort Wayne, Allen County, Indiana.


CLINTON STREET
EXHIBIT "A"
WAYNE COOPERATIVE MILK PRODUCERS, INC.
ERNST COURT
ERNST REALTY INVESTMENT CO. INC.
ZURZOLO
55690 s.f.
58005 s.f.
37881 s.f.
200'
200'
200'
200'
155'
12"
8"
NORTH
SCALE : 1" = 100'
EXCESS AREA
DEVELOPER'S AREA
EXISTING STRUCTURE
LOCAL SANITARY SEWER
PROPERTY LINE

COMPUTATION OF ASSESSMENT
FOR LOCAL SANITARY SEWER
SHOWN IN EXHIBIT "A"

$$\frac{\text{TOTAL PROJECT COST}}{\text{TOTAL BENEFITED AREA}} = \text{ASSESSMENT PER SQUARE FOOT}$$

$$\frac{\$3,699.81}{151,576 \text{ sq. ft.}} = \$\ 0.0244089$$

PROPERTY OWNER BENIFITED	AREA IN SQ. FT.	ASSESSMENT PER SQ.FT.	LOCAL SEWER EXTENSION COST
Zurzolo, "Developer"	37,881	$0.0244089	$ 924.64
Wayne Cooperative, Inc.	55,690	$0.0244089	1,359.33
Ernst Realty, Inc.	58,005	$0.0244089	1,415.84
	151,576 sq.ft.		$3,699.81

12

65-289.

EMERGENCY FLOOD RESOLUTION NO. 65-289-7

WHEREAS, the City of Fort Wayne recently experienced a flood which caused the collapse of a number of sewers; and

WHEREAS, collapsed sewers at locations known as Calvary Temple Site, Old Fort Site and Sallys' Alley Site behind 1700 block of St. Joe Boulevard are in need of immediate repair:

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for repair of these collapsed sewers.

Approved: April 12, 1978

Henry P. Wehrenberg

May G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Secretary and Clerk

Deister 297-77

65-284-9
4/5/78

EMERGENCY FLOOD RESOLUTION NO. 65-284-9

WHEREAS, due to the recent flood, an emergency condition exists at a cave-in at 1933 East Wayne Street; and

WHEREAS, The Federal Disaster Surveillance Team has recommended in order to protect property damage that certain temporary repairs be made immediately to the existing cave-in over the 60" brick sewer; and

WHEREAS, Water Pollution Control Engineering Department has solicited bids from Earth, Inc.; Nobis, Inc.; and John Dehner, Inc., and

WHEREAS, John Dehner, Inc. is only one available to proceed immediately:

NOW, THEREFORE, The Board of Public Works approves employing John Dehner, Inc. at rates on file in Board of Works office to make temporary repairs at estimated cost of $5,000.00.

Edward W. La Mar
May G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

Dated: April 5, 1978.

65-281-19 4/3/78 H.I

EMERGENCY RESOLUTION NO. 65-281-19

WHEREAS, the City of Fort Wayne recently experienced a Snow Emergency followed by a Flood Emergency that left many City Streets in an impassable condition; and

WHEREAS, the State Legislature has appropriated additional funds to the Motor Vehicle Fund for the repair of streets; and

WHEREAS, these repairs must be made immediately for the safety of the driving public;

NOW, THEREFORE, the Board of Public Works hereby declares and Emergency for these repairs exists and requests Street Engineering Department to immediately take invitational bids for said repair.

Ethel W. LaMar

May G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

65-277-16 H.I.
3/29/78

> PC Engineering
7th Floor
City-County Bldg.

RESOLUTION NO. 65-277-16 **78- 8601**

WHEREAS, the Board of Public Works has caused to be installed the Tillman Road Interceptor Sewer Res. 299-77, and

WHEREAS, the Board of Public Works did adopt on April 4, 1968 certain area connection fees for the construction of the South Anthony Interceptor Sewer Res. 181 which by reference is hereby incorporated, and

WHEREAS, these two (2) Interceptor Sewers will provide sanitary service to the primary area as shown on Exhibit "A", and

WHEREAS, these two (2) Interceptor Sewers may indirectly provide sanitary service to the secondary area as shown on Exhibit "A"

NOW THEREFORE BE RESOLVED by the Board of Public Works that:

(1) All future users of the above described sewers withing the primary area shown on Exhibit "A" whether by direct tap or connection to a lateral or extension thereof shall pay an area connection fee of $645.00 per acre.

(2) All future users shown within the primary area who directly abut and connect to the Tillman Road Interceptor Sewer shall pay, in addition to the aforesaid area connection fee in Paragraph (1), a local charge of $14.00 per lineal foot of sewer line running thru their respective properties.

(3) All established tap permit fees and monthly user charges shall be paid in addition to the above stated area connection fees and local charges.

(4) The Board of Public Works reserves the right to adjust the above established fees and charges for any special conditions.

(5) Any and all property owners and their successors outside of the City limits tapping or connecting into these City of Fort Wayne sanitary sewer systems shall release their right to remonstrate against pending or future annexation by the City of Fort Wayne.

(6) All future users of the City of Fort Wayne sanitary sewer system within the secondary area as shown on Exhibit "A" will be subject to those established area connection fees, tap permit fees, local charges, monthly user charges, etc.

(7) All area connection fees and local charges shall be paid prior to the time of connection.

1978 APR -4 AM 10:29
ALLEN COUNTY RECORDER

ADOPTED this 29th day of March, 1978.

BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H. LaMar, Member

Max G Scott, Member

DULY ENTERED FOR TAXATION
APR - 4 1978
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

ATTEST:
Ursula Miller
Ursula Miller, Clerk

INSTRUMENT 1117

-Jeff 7661

1970 MAR 13 PM

65-274-13 3/21/78 **78- 6347**

DULY ENTERED FOR TAXATION
MAR 13 1978
Joan D. Uebelhoer
AUDITOR OF ALLEN COUNTY

1978 MAR 13 AM
ALLEN COUNTY RECORDER
Irene E. Linhart

GRANT OF EASEMENT

THIS INDENTURE WITNESSETH THAT: DAVID C. MILLER

of Allen County, State of Indiana, hereinafter referred to as "GRANTOR", for and in consideration of One Dollar, receipt of which is hereby acknowledged, does hereby grant, quit-claim, and convey to the CITY OF FORT WAYNE, hereinafter referred to as "GRANTEE", a permanent easement and right-of-way to construct, operate, control, maintain, reconstruct, and remove a sewer line, along and across the following described real property, located in Allen County, State of Indiana, to wit:

> The west 10 feet of Lot #22 and Lot #21 of Strathmore Place, S.E. ¼, Sec. 9, Wayne Twp., T 30N R 12E of the 2nd P.M. Also temporary easement for the east 10' of the west 20' of Lot. 21 and 22.

Grantor certifies under oath that no Indiana Gross Income Tax is due or payable in respect to the transfer made by this deed.

EXECUTED THIS 3rd DAY OF March 1978.

David C. Miller

STATE OF INDIANA:
SS:
COUNTY OF ALLEN:

INSTRUMENT L 306

Before me, the undersigned, a Notary Public in and for said county and state, personally appeared David C. Miller who acknowledged the execution of the foregoing Grant of Easement, as and for voluntary act and deed, for the uses and purposes therein contained.

WITNESS my hand and notarial seal this Third day of March 1978.

Ruby Campbell
Notary Public
Resident of ~~Allen~~ NOBLE County, IN

MY COMMISSION EXPIRES:
March 12, 1980

This instrument prepared by: Philip R. Boller Ruby Campbell

[illegible]

65-274-14 H.I.
3/27/78

MEMORANDUM AND NOTICE

To: All industrial users subject to Industrial Cost Recovery charges imposed by Chapter 34 of the Fort Wayne Municipal Code

From: Board of Public Works, City of Fort Wayne

As you know, the City of Fort Wayne (hereafter "City") has been required, pursuant to a federal grant appropriated to improve the City's sewage treatment facilities under PL 92-500 and amendments, to institute an Industrial Cost Recovery System (hereafter "ICR") whereby the City would collect from all industrial users, over a period of 30 years, that portion of the grant allocable to treatment of industrial waste. In order to comply with the federal law, last fall the Common Council of the City enacted Chapter 34 of the Fort Wayne Municipal Code after public hearings as required by State law. The ICR so enacted is now deemed effective as of April 1, 1978 - by reason of the substantial use and availability of the sewage treatment facilities constructed with grant funds. It is therefore incumbent on the City that ICR charges be collected commencing April 1, 1978 on a quarterly basis in arrears. That is the bad news.

The good news is that Congress in its Joint Conference Report on the Clean Water Act of 1977 has imposed certain exemptions and a moratorium on collection of ICR charges. Pursuant to that action, the Environmental Protection Agency (hereafter "EPA") has issued a memorandum (PRM No. 78-6) giving tentative guidelines in these matters until Congress makes up its mind - on or about June 30, 1979.

Translated into layman's terms, this action has the following effect on industrial users in the City:

1. EXEMPTION

Users discharging 25,000 gpd or less of sanitary waste per day into the system (calculated by the City on an annual basis of 5½ working days x 52 weeks) will be exempt from ICR charges until the Act is changed (probably June 30, 1979 or later). Moreover, the exemption is effective even if part of the exempt gallonage includes industrial waste, as well as sanitary waste, provided the total discharge of an industry "does not contain pollutants which interfere, or are incompatible with, or contaminate, or reduce the utility of sludge" (quotes from EPA memorandum).

2. MORATORIUM

Users discharging more than 25,000 gpd of sanitary waste per day will not be required to pay ICR charges for the period December 28, 1977 to June 30, 1979 - until Congress reviews the Act and decides whether ICR will in fact continue as a part of the Act. If Congress ultimately decides that ICR shall be paid retroactive to December 27, 1977, at that time any charges accrued to that date could be amortized over the remaining life of the project or paid in full at that time depending on the guidelines set forth by Congress at that time. The City has been authorized by EPA to collect ICR during the period and, in effect, hold it in escrow. However, the memorandum clearly states that EPA will not require the City to "enforce the payment of ICR".

The City has concluded that the following action in response to the foregoing is appropriate and in the best interests of its industrial users:

1. Exemption - The City will immediately notify all exempt users and will issue no ICR billings to such users until further action of Congress.

2. Moratorium - All users eligible to pay ICR will be sent memo billings soon after March 31, 1978 for the three prior months and quarterly thereafter. No payments will be collected based on these billings. If ultimately Congress ratifies ICR retroactively, at least under this procedure the City and its industrial users will know what the ultimate impact of this later action by Congress and/or EPA will be. It is the conclusion of the City that to collect the funds in escrow would place an unnecessary burden on the cash flow and working capital of its industrial users. For these reasons the collection option permitted by EPA will not be undertaken.

Dated March 27, 1978

Board of Public Works

Henry P. Wehrenberg

Henry P. Wehrenberg, Chairman

16

Date March 27, 1978 65-274-14

To: City Utilities - R. Walker

Subject: MEMORANDUM AND NOTICE - Re: Attachment Industrial Cost Recovery System

---

You are hereby ordered not to issue billings to exempt users and to notify said exempt users.

Also, you are hereby ordered to send quarterly memo billings to all users eligible to pay ICR but not collect payments on these billings until Congress decides if ICR will continue as part of the Clean Water Act. (approximately June 30, 1979).

H. P. WEHRENBERG
E. H. LAMAR
M. G SCOTT
BOARD OF PUBLIC WORKS

ajf

attachment

cc: E. Stanczak
W. Schnizer
R. Walker

78-6348

65-274-12 3/27/78 H.

MAR 13 1978
Jan D. Uebelhoer
AUDITOR OF ALLEN COUNTY

GRANT OF EASEMENT

THIS INDENTURE WITNESSETH THAT: MALOTT, RAYMOND & VERDA M.

of Allen County, State of Indiana, hereinafter referred to as "GRANTOR", for and in consideration of One Dollar, receipt of which is hereby acknowledged, does hereby grant, quit-claim, and convey to the CITY OF FORT WAYNE, hereinafter referred to as "GRANTEE", a permanent easement and right-of-way to construct, operate, control, maintain, reconstruct, and remove a sewer line, along and across the following described real property, located in Allen County, State of Indiana, to wit:

The west 10 feet of Lot #24 of Strathmore Place Addition, S.E. ¼, Sec. 9, Wayne Twp., T 30N R 12E of the P.M. Also temporary easement for the east 10' of the west 20' of lot No. 24.

1978 MAR 13 AM 9:02
ALLEN COUNTY RECORDER
June E. Lickert

Grantor certifies under oath that no Indiana Gross Income Tax is due or payable in respect to the transfer made by this deed.

EXECUTED THIS 23rd DAY OF February 1978.

Ray Malott

STATE OF INDIANA:
SS:
COUNTY OF ALLEN:

INSTRUMENT L 307

Before me, the undersigned, a Notary Public in and for said county and state, personally appeared
who acknowledged the execution of the foregoing Grant of Easement as and for voluntary act and deed, for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 24th day of February 1978.

HARRY DALE OSBORNE
NOTARY PUBLIC STATE OF INDIANA
MY COMMISSION EXPIRES MAR 3 1980

Harry Dale Osborne
Notary Public
Resident of Allen County, IN

MY COMMISSION EXPIRES:
3/3/80

This instrument prepared by: Philip R. Boller

Water Pollution Control
7061.

78- 6349

DULY ENTERED FOR TAXATION L-S
15-273-11 H.I
MAR 13 1978 3/27/78
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

GRANT OF EASEMENT

THIS INDENTURE WITNESSETH THAT: YOQUELET, A.A. & N.L.

of Allen County, State of Indiana, hereinafter referred to as "GRANTOR", for and in consideration of One Dollar, receipt of which is hereby acknowledged, does hereby grant, quit-claim, and convey to the CITY OF FORT WAYNE, hereinafter referred to as "GRANTEE", a permanent easement and right-of-way to construct, operate, control, maintain, reconstruct, and remove a sewer line, along and across the following described real property, located in Allen County, State of Indiana, to wit:

The west 10 feet of Lot #20 and Lot #19 of Strathmore Place Addition, S.E. ¼, Sec. 9, Wayne Twp., T 30N, R 12E of the 2nd P.M. Also temporary easement for the east 10' of the west 20' of Lot No. 19 & 20.

1978 MAR 13 AM 9:02
ALLEN COUNTY RECORDER

Grantor certifies under oath that no Indiana Gross Income Tax is due or payable in respect to the transfer made by this deed.

EXECUTED THIS 22 DAY OF Feb. 1978

Andrew A. Yoquelet
2321 Freeman St

STATE OF INDIANA:
SS:
COUNTY OF ALLEN:

INSTRUMENT L 308

Before me, the undersigned, a Notary Public in and for said county and state, personally appeared
who acknowledged the execution of the foregoing Grant of Easement, as and for voluntary act and deed, for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 22 day of February 1978.

Carolyn V. George
Notary Public Carolyn V. George
Resident of Allen County, IN

MY COMMISSION EXPIRES:

April 26, 1981

This instrument prepared by: Philip R. Boller

7061 Water Pollution Control

GRANT OF EASEMENT

78- 6350
65-273-10 H
3/2

THIS INDENTURE WITNESSETH THAT: SCHLATTER, WOODROW H. & J.F.

of Allen County, State of Indiana, hereinafter referred to as "GRANTOR", for and in consideration of One Dollar, receipt of which is hereby acknowledged, does hereby grant, quit-claim, and convey to the CITY OF FORT WAYNE, hereinafter referred to as "GRANTEE", a permanent easement and right-of-way to construct, operate, control, maintain, reconstruct, and remove a sewer line, along and across the following described real property, located in Allen County, State of Indiana, to wit:

The west 10 feet of Lot #23 of Strathmore Place Addition, S.E. ¼, Sec. 9, Wayne Twp., T 30N, R 12E of the 2nd P.M. Also temporary easement for the east 10' of the west 20' of Lot #23.

1978 MAR 13 AM 9: 03
ALLEN COUNTY RECORDER

Grantor certifies under oath that no Indiana Gross Income Tax is due or payable in respect to the transfer made by this deed.

EXECUTED THIS 10th DAY OF March 19 78

Woodrow H. Schlatter

Juanita L. Schlatter

DULY ENTERED FOR TAXATION
MAR 13 1978
Joan D. Uebelhoer
AUDITOR OF ALLEN COUNTY

STATE OF INDIANA:
SS:
COUNTY OF ALLEN:

INSTRUMENT L 309

Before me, the undersigned, a Notary Public in and for said county and state, personally appeared who acknowledged the execution of the foregoing Grant of Easement, as and for voluntary act and deed, for the uses and purposes therein contained.

WITNESS my hand and notarial seal this MAR 10 1978 day of ________ 19__.

Esther L. Widenhofer
Notary Public
Resident of Allen County, IN

MY COMMISSION EXPIRES:
2-23-81

This instrument prepared by: Philip R. Boller

Esther L. Widenhofer a Notary Public
resides in Allen County, Indiana.
My Commission Expires February 23, 1

7061 Water Pollution Control

[illegible]

T-S.W

65-269-12 H.I. 3/22/78

78- 10114

5-52-78

DULY ENTERED FOR TAXATION
APR 18 1978
Jan D. Uebelhoer
AUDITOR OF ALLEN COUNTY

AGREEMENT
FOR
SEWER EXTENSION

INSTRUMENT L 1657

1978 APR 18 PM 3:35
ALLEN COUNTY RECORDER
June E. Liechty

THIS AGREEMENT, made in triplicate this 22 day of March, 1978, by and between Morris Liechty, hereinafter referred to as "DEVELOPER", and the CITY OF FORT WAYNE, INDIANA, an Indiana municipal corporation, hereinafter referred to as "CITY",

WITNESSETH:

WHEREAS, the DEVELOPER desires to construct a sanitary sewer described as follows:

Sanitary Sewer

> "Beginning at a sanitary sewer manhole located at 1000± ft. west of and 50± ft. north of intersection of Dupont and Tonkel Roads, thence easterly 200± LF to a proposed manhole, thence northeasterly following the meanderings of an existing ditch 700± LF to a proposed manhole located 300± LF west of and 450± LF north of centerline of said intersection of Dupont and Tonkel Roads, thence due east 350± LF to a proposed manhole located 450± LF north of and 30± LF east of centerline of said intersection of Dupont and Tonkel Roads, thence due north 650± LF along and parallel to the east right-of-way of Tonkel Road terminating at a proposed manhole."

Said sanitary sewer shall be 10 inches in diameter, in accordance with plans, specifications, and profiles heretofore submitted to the CITY and now on file in the Office of the Chief Engineer of the Water Pollution Control Engineering Department of the CITY and known as Oak Grove Estates Offsite Sanitary Sewer, which plans, specifications and profiles are by reference incorporated herein and made a part hereof, which sewer will serve not only land in which the DEVELOPER has an interest, but also adjoining land areas.

WHEREAS, the cost of construction of said sewer is represented to be $29,400.00 composed of $27,200.00 for construction costs and $2,200.00 for consultant engineering. NOW THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties hereto agree as follows:

1. CONSTRUCTION OF SEWER

The DEVELOPER shall cause said sewer to be constructed and located in accordance with said plans, specifications, and profiles, all approved by the CITY, under private contract with CITY approval.

7061 Sutah

8.50

All work and materials shall be inspected by the CITY and conform with all CITY standards and specifications. Upon completion, said sewer shall become the property of CITY and all further maintenance thereafter shall be borne by the CITY.

2. COST OF CONSTRUCTION

The DEVELOPER agrees to pay the entire cost and expense of construction of said sewer, in cash, and to hold the CITY harmless from any liability for claims connected therewith.

3. AREA OF DEVELOPER

Said sewer, when accepted by the CITY, will initially serve the following described real estate of the DEVELOPER:

> "Parts of Lots #5, #6, #7 and #8 in Trease Estate Plat "A" as in Deed Record 158, Pages 1 to 8, recorded in the Office of the Recorder of Allen County, Indiana, situated in the Southwest Fractional Quarter of Section 31, Township 32 North, Range 13 East, Allen County, Indiana, more particularly described as follows, to wit:
>
> Beginning on the West line of said Lot #5 as situated coincident with the West line of said Southwest Fractional Quarter, at a point situated 989.2 feet (988.6 feet by deed) S 00°-00' E from the Northwest corner of said Southwest Fractional Quarter (said Northwest corner being situated coincident with the Northwest corner of said Lot #5); thence S 00°-00' E (assumed bearing) on and along said West line, being also the centerline of Tonkel Road, a distance of 663.7 feet to the Northerly right-of-way line of State Road #1, as it presently exists; thence Northeasterly, on and along said northerly right-of-way line, as follows:
>
>> Northeasterly, on and along a regular curve to the left having a radius of 3769.72 feet, a distance of 147.51 feet (the chord of which bears N 61°-52' E for a length of 147.5 feet); thence N 56°-11' E, a distance of 96.4 feet; thence N 59°-01' E, a distance of 98.5 feet; thence N 57°-47' E, a distance of 197.55 feet; thence Northeasterly on and along a regular curve to the left having a radius of 1769.72 feet, a distance of 205.23 feet (the chord of which bears N 53°-13' E for a length of 205.2 feet) to the
>
> Southwesterly line of a 2.58 acre tract conveyed to Andrew S. and Mary H. Gall by a deed recorded at Deed Record 591, Page 375 in the Office of the Recorder of Allen County, Indiana; thence N 38°-32' W, on and along the Southwesterly line of said 2.58 acre tract, a distance of 283.6 feet to a survey pipe found at the most Westerly corner of said 2.58 acre tract; thence N 32°-19' E, on and along an existing line fence, being situated, by deed, 523.9 feet (measured at right angles) Northwesterly of and parallel to the centerline of Old Leo Road, a distance of 1320.4 feet (recorded 1319.5 feet) to the Southwesterly line of a 2.04 acre tract conveyed to Donald G. Amstutz and Byron F. Weilbaker by a deed recorded at Deed Record 530, Page 61 in the Office of the Recorder of Allen County, Indiana; thence N 57°-28' W, on and along the Southwesterly line of said 2.04 acre tract, a distance of 92.3 feet to the North line of said Lot #8 at a point situated 527.0 feet (recorded 528 feet) West of the Northeast corner thereof; thence S 89°-34' W, on and along the North line of Lots #8, #7, #6 and #5, being also the North line of said Southwest Fractional Quarter, being established by an existing line fence and monuments found, 1795.5 feet to a point situated 164.0 feet, N 89°-34' E from the Northwest corner of said Southwest Fractional Quarter;

thence S 00°-00' E, and parallel to the West line of said Southwest Fractional Quarter, a distance of 989.2 feet (988.6 feet by deed); thence S 89°-14' W, and parallel to said North line, 164.0 feet to the point of beginning, containing 49.629 acres of land, subject to legal right-of-way for Tonkel Road."

As the DEVELOPER will pay for the entire cost of construction of said sewer as it pertains to the above described area, no charge or assessment is made by this Agreement against the above described real estate for the construction of said sewer, or the use thereof, by the present or future owners of said aforedescribed real estate, except as to such standard tap-in and inspection fees as are customarily charged by the CITY for connections to City sewer main.

An area connection charge of $650.00 per acre must be paid to CITY at the time of connection by the DEVELOPER for area aforedescribed which is served by the herein described sanitary sewer. This area connection charge represents the oversizing cost expended by CITY for the Area 2, St. Joseph Interceptor Sanitary Sewer, Res. 61-140-11.

4. CHARGE AGAINST EXCESS AREA

Said sewer, however, also serves an additional or excess area as shown on the attached Exhibit "A". In the event any present or future owner of real estate shall at any time within fifteen (15) years of the date of this agreement, desire to use said sewer or any extension thereof, whether by direct tap or through the extension or connection of lateral or local lines to service such land, CITY, through its duly constituted authorities, before permitting such use, shall require by contract or assessment, as may be appropriate, that such owner or owners of said excess area pay to the CITY, in addition to the cost of standard tap-in and inspection fees, the sum of $0.047066 per square foot for the area served by each such connection and use, which represents the pro rata share of the cost of the extension of the CITY sewer to said area. Any amount so collected by the CITY shall be paid by the CITY within sixty (60) days of the receipt thereof to the DEVELOPER.

An area connection charge of $475.00 per acre must be paid to CITY at the time of connection by any such owner or owners of any excess area sought to be served by the herein described sanitary sewer. This area connection charge is in addition to the local charge as set forth above, and represents the oversizing cost expended by CITY for the Area 1, St. Joseph Interceptor Sanitary Sewer, Res. 61-140-11.

5. BOND

This contract is subject to DEVELOPER furnishing a satisfactory Performance and Guaranty Bond for the value of the sewer, said bond to serve as a guarantee of said sewer against defects for a period of one (1) year from the date of final acceptance of said sewer by the CITY.

6. LIMITATION ON USE

Said sewer shall be constructed for disposal of sanitary sewage only and neither the parties hereto, their successors, or assigns, or any future owner of any land serviced by said sewer, shall at any time discharge or permit to be discharged or to flow into said sanitary sewer, any water run-off caused by natural precipitation or anything other than sanitary sewage or contaminated waste.

7. WAIVER OF RIGHT TO REMONSTRATE AGAINST ANNEXATION

The DEVELOPER, for itself, its successors in title and assigns, waives and releases any and all rights which it may now or hereafter have to remonstrate against or otherwise object to, interefere with or oppose any pending or future annexation by CITY of any territory now or hereafter owned by him, as described in Article 3 herein.

The DEVELOPER further agrees that any deeds, contracts, or other instruments of conveyance made by the DEVELOPER, its successors or assigns transferring or conveying any interest or title in and to any of the real estate described in Article 3 herein, shall contain the waiver and release provisions contained in this article, which provisions contained in this article, which provisions shall run with the land and the acceptance of the delivery of any such instrument from the DEVELOPER, his successors and assigns by any grantee, vendee, or contract purchase, shall be made subject to the terms of this Agreement and shall constitute an acceptance of the foregoing provisions by said grantee, vendee or contract purchaser and their successors in title.

The DEVELOPER further agrees to record an executed copy of this contract in the Allen County Recorder's Office within ten (10) days of its adoption and approval by the Common Council of CITY as hereinafter provided. Any owner or owners of LAND which is now, or hereafter, located outside the corporate limits of City who connect into the sewer constructed hereunder shall be deemed to thereby waiye his, her, their

ABW
EHL
mgs

or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by City of such land or of the territory in which it is located or of the area served by said sewer.

8. GOVERNING STATUTE

It is the intention of the parties hereto to utilize and take advantage of and apply to this Agreement the provisions of Section 16, 17 and 18 of Chapter 128 of the Acts of 1967 of the State of Indiana (I.C. 19-2-7-16, I.C. 19-2-7-17 and I.C. 19-2-7-18), the provisions of which Sections shall govern with respect to any matters not specifically outlined herein.

9. COUNCILMANIC APPROVAL

It is understood and agreed that this contract is in all respects subject to approval by the Common Council of City, by duly adopted ordinance, and if such Ordinance is not adopted within a period of ninety (90) days after execution thereof, this contract shall be null and void and of no further force and effect.

IN WITNESS WHEREOF, the parties have subscribed to this Agreement the day and year first above written.

DEVELOPER: MORRIS LIECHTY

ATTEST:
By: Mike Thomas
Mike Thomas, Partner

By Morris Liechty
Morris Liechty

CITY OF FORT WAYNE, INDIANA

By Robert E. Armstrong
Robert E. Armstrong, Mayor

BOARD OF PUBLIC WORKS

By Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

By Ethel H. LaMar
Ethel H. LaMar, Member

By Max G. Scott
Max G. Scott, Member

ATTEST:
Ursula Miller
Secretary and Clerk

ATTEST:

Ursula Miller

Clerk

Approved as to form and legality:

Terry J Bruder

Associate City Attorney

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared Morris Liechty, by who acknowledged the execution of the foregoing agreement for sewer extension as and for its voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 18th day of January, 1978.

Deanna Faust

Deanna Faust ,Notary Public

Resident of Allen County

My Commission Expires:

10-11-81

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Robert E. Armstrong, Mayor; Henry P. Wehrenberg, Chairman of the Board of Public Works; Ethel H. LaMar and Max G. Scott, Members of the Board of Public Works, who acknowledged the execution of the foregoing agreement for sewer extension, as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 22 day of March, 1978.

Anne J. Fox

,Notary Public

Resident of Allen County, Indiana

My Commission Expires:

3-6-80

This instrument prepared by: Phil Boller, Chief Water Pollution Control, City of Fort Wayne, Allen County, Indiana.

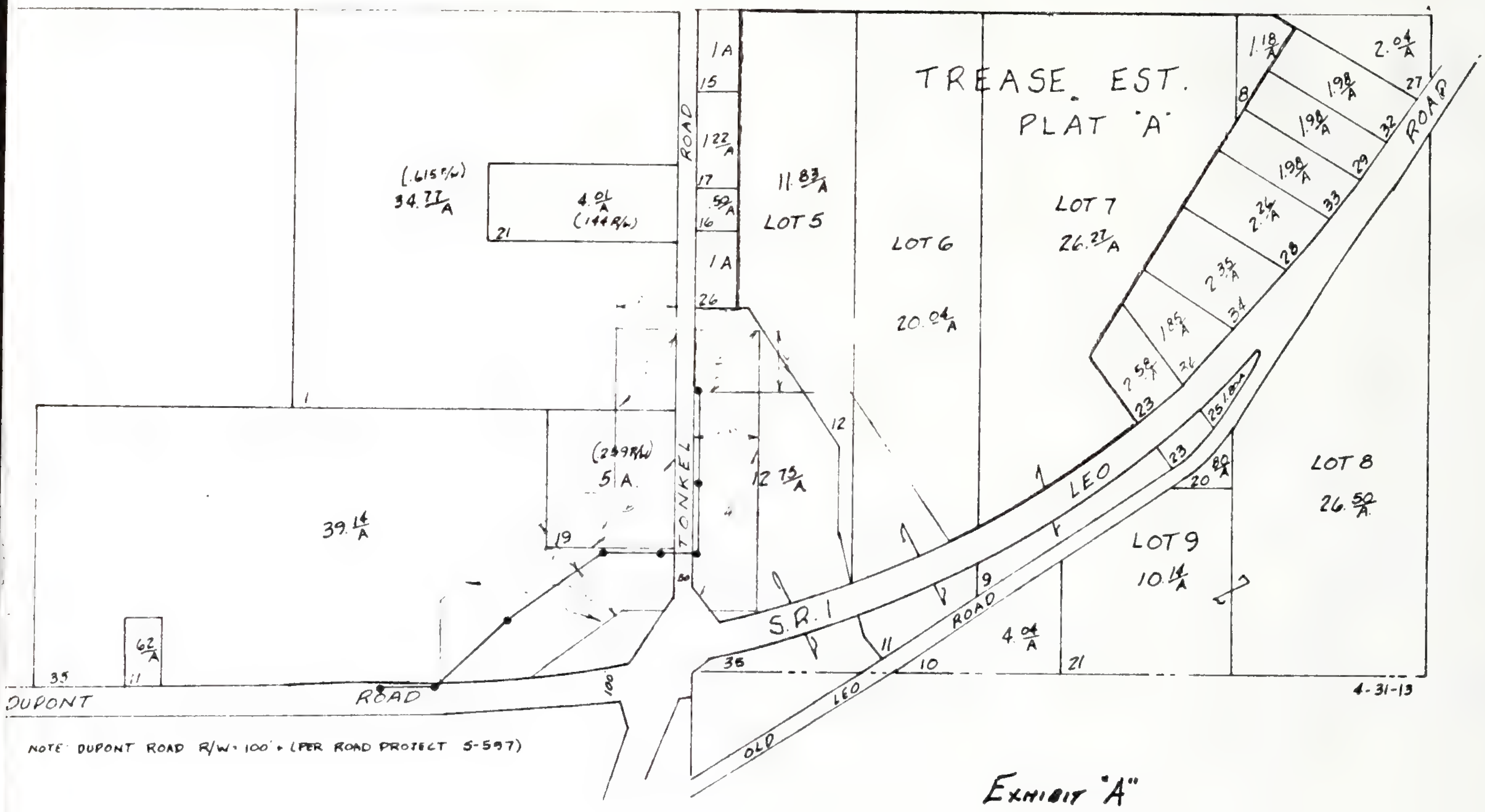

TREASE EST.
PLAT "A"
LOT 5
11.83 A
LOT 6
20.04 A
LOT 7
26.27 A
LOT 8
26.50 A
LOT 9
10.14 A
1.18 A
2.04 A
1.98 A
1.98 A
1.98 A
2.26 A
2.35 A
1.86 A
2.58 A
(.615 R/W)
34.77 A
4.01 A
(.14 R/W)
1 A
1.22 A
.50 A
1 A
(.29 R/W)
5 A
12.75 A
39.14 A
.62 A
4.04 A
20.80 A
25.18 A
TONKEL ROAD
S.R. 1
LEO
ROAD
OLD LEO ROAD
DUPONT ROAD
15
17
16
26
21
1
12
19
4
30
8
9
11
10
36
35
11
21
23
23
25
27
32
29
33
28
34
24
4-31-13
NOTE: DUPONT ROAD R/W = 100'± (PER ROAD PROJECT 5-597)

Exhibit "A"

[illegible]	AREA [illegible]	PROPERTY OWNER	[illegible] SEWER [illegible]	[illegible] SEWER [illegible]	AREA #1 CONNECTION FEES	AREA #2 CONNECTION FEES	TOTAL AREA CONNECTION FEES	[illegible] TOTAL FEE [illegible]
	252,4[illegible]	[illegible] CORP	[illegible]	[illegible]	$2,157.75	N/A	$2,757.75	$4,[illegible]
2	[illegible]	[illegible] ZAN, GLEN [illegible]	[illegible]	[illegible]	$1,472.11	N/A	$1,472.11	$7,82[illegible]
3	[illegible]	[illegible]	[illegible]	[illegible] 39	$593.20	N/A	$593.20	$3,[illegible]59
4	[illegible]	[illegible]	[illegible]	$[illegible]	$[illegible]	N/A	$1,598.[illegible]	$8,[illegible]
5	[illegible]	[illegible]	[illegible]	$[illegible]	N/A	$[illegible]	$[illegible]	$[illegible]

TOTAL 128,[illegible] SF

* BASED ON TOTAL ASSESSABLE PROPERTY OF [illegible]
[illegible]
[illegible] WATER [illegible] SERVICE

TOTAL LOCAL COST OF SEWER

CONSTRUCTION $27,[illegible]
[illegible] $2,400.00

TOTAL $2[illegible]

∴ [illegible] COST PER S.F. = [illegible] = $0.0470[illegible]/SF

PREPARED BY [illegible] TAZIAN ASSOC. I[illegible]

65-269-8 H.I. 3/22/78

78-31194 - 9869

FORT WAYNE, INDIANA, March 22, 1978

SEWER EASEMENT RESOLUTION NO. 157-1977

NUNC PRO TUNC ENTRY BY BOARD OF PUBLIC WORKS CORRECTING DESCRIPTION IN RESOLUTION

Comes now Philip Boller, Chief Water Pollution Control Engineer, and shows to the Board that through a scrivener's error a mistake was made in Item 29 ninth line of the description of the permanent easement to be condemned in the above Resolution, which was adopted by this Board on December 22, 1977 and confirmed February 23, 1978. That the ninth line of the permanent easement of Item 29 should read:

"North 17 degrees 38 minutes West 900.0 feet"

instead of

"North 37 degrees 38 minutes 900.0 feet"

And the Board being duly advised finds that said description should be corrected accordingly, and the Board now corrects and amends by interlineation the ninth line of Item 29 of the description for the permanent easement nunc pro tunc as of the date of the adoption of said Resolution on December 22, 1977, and the confirmation on February 23, 1978, accordingly.

Henry P. Wehrenberg

Ethel W. LaMar

Mary A. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

65-269-9 H.I. 3/22/78

S-55-78

AGREEMENT

WHEREAS, the CITY OF FORT WAYNE, INDIANA (Owner) and HENRY B. STEEG & ASSOCIATES, subsequently assigned to HOWARD NEEDLES TAMMEN & BERGENDOFF, HENRY B. STEEG & ASSOCIATES DIVISION (Engineer), entered into a contract dated April 27, 1971 for certain engineering services; and

WHEREAS, the OWNER desires to have additional services performed not contemplated by the original contract including but not limited to additions and expansion of the wastewater treatment facilities beyond the needs identified in the Engineer's plans and specifications, which were bid in October, 1974; and

WHEREAS, the ENGINEER has withdrawn its offer of April 27, 1971 to provide additional services (A-4) and resident project services (A-5).

NOW, THEREFORE, the OWNER and the ENGINEER hereby agree to supplement their contract dated April 27, 1971 as follows:

Supplement 1

A. Beginning upon written authorization to proceed by the OWNER, the ENGINEER shall provide one (1) full-time resident representative at the project site for a period not to exceed 112 work days. Services to be performed shall be in accordance with Exhibit "B" attached hereto and made a part of this Agreement.

B. The ENGINEER shall prepare the necessary drawings and specifications in a form suitable for approval by the State and Federal agencies for power distribution system engineering for changes required resulting from the sale of OWNER'S electric utilities to Indiana & Michigan Electric Co.

C. The ENGINEER shall perform professional services as provided for in Section A-3 of the contract dated April 27, 1971 for all work designed in the aforegoing paragraph B.

D. The ENGINEER shall prepare the necessary drawings and specifications in a form suitable for approval by the State and Federal agencies for improvements to power distribution and motor control centers at the storm water treatment facility.

E. The ENGINEER shall perform professional services as provided for in Section A-3 of the contract dated April 27, 1971 for all work designed in the aforegoing Paragraph D.

Supplement 2

For services rendered under this Supplement, the ENGINEER shall be paid a fixed fee and its cost. Cost shall be determined as direct salaries times a Federally audited overhead factor in effect at the time services are performed, which includes fringe benefits, salary related cost and general overhead, plus out-of-pocket expenses and equipment rental. The Federally audited overhead factor for calendar year ending December 31, 1976 is 2.2379.

The estimated total fee of services is as follows:

Supplement	Cost	Fixed Fee	Total
1-A	$32,565	$4,900	$37,465
1-B			$19,680 (lump sum)
1-C			$11,100 (lump sum)
1-D			$ 2,020 (lump sum)
1-E			$ 2,300 (lump sum)

It is estimated that the total cost to the OWNER for the performance of the aforementioned services, exclusive of the fixed fees, will not exceed the estimated cost as provided above and the ENGINEER agrees to use its good faith effort to perform said work within such estimated cost. If, at any time as the work progresses, the ENGINEER has reason to believe that the cost will be greater than the estimated cost hereof, the ENGINEER shall notify the OWNER and agencies which have tendered grants in writing to that effect, giving the revised estimate of such cost for said work.

For billing purposes, the ENGINEER shall use its projected overhead factor if the actual Federally audited overhead factor has not been determined at the time services are performed. Appropriate adjustments to reflect an increase or decrease in said overhead shall be made upon determination of the actual Federally audited overhead factor.

The OWNER shall not be obligated to reimburse the ENGINEER for costs incurred in excess of the estimated cost set forth above, and the ENGINEER shall not be obligated to continue performance of said work or otherwise to incur costs in excess of the estimated cost set forth above, unless and until the OWNER shall have notified the ENGINEER in writing that such estimated cost has been increased and shall have specified in such notice a revised estimated cost which shall thereupon constitute the revised estimated cost of said work. When and to the extent that the estimated cost set forth has been increased, any costs incurred by the ENGINEER in excess of the estimated cost prior to such increases shall be allowable to the same extent as if such costs had been incurred after the increase.

Supplement 3

The OWNER and the ENGINEER acknowledge certain requirements have been made effective subsequent to April 27, 1971 by the U.S. EPA, and in order to comply with such requirements, there is attached hereto and made a part hereof "General Conditions" and identified as Exhibit "A" which shall apply only to this Supplement and not the contract dated April 27, 1971.

Supplement 4

The effective date of this Supplement shall be the same as the original contract dated April 27, 1971.

HOWARD NEEDLES TAMMEN & BERGENDOFF
HENRY B. STEEG & ASSOCIATES DIVISION
ARCHITECTS ENGINEERS PLANNERS

By ______________________
Partner

ATTEST: Ursula Miller

CITY OF FORT WAYNE, INDIANA

By Robert E. Armstrong
Robert E. Armstrong, Mayor

By Henry P. Wehrenberg
Ethel W. LaMar
May G. Scott
Its Board of Public Works

APPROVED AS TO FORM AND LEGALITY
CITY ATTORNEY

EXHIBIT "A"

GENERAL CONDITIONS

1. General

   (a) The Owner and the Engineer agree that the following provisions shall apply to the EPA grant-eligible work to be performed under this agreement and that such provisions shall supersede any conflicting provisions of this agreement.

   (b) The work under this agreement is funded in part by a grant from the U. S. Environmental Protection Agency. Neither the United States nor the U. S. Environmental Protection Agency (hereinafter,"EPA") is a party to this agreement. This agreement which covers grant-eligible work is subject to regulations contained in 40 CFR 35.936, 35.937, and 35.939 in effect on the date of execution of this agreement. As used in these clauses, the words "the date of execution of this agreement" mean the date of execution of this agreement and any subsequent modification of the terms, compensation or scope of services pertinent to unperformed work.

   (c) The rights and remedies of the owner provided for in these clauses are in addition to any other rights and remedies provided by law or under this agreement.

2. Responsibility of the Engineer

   (a) The Engineer shall be responsible for the professional quality, technical accuracy, timely completion, and the coordination of all designs, drawings, specifications, reports and other services furnished by the Engineer under this agreement. The Engineer shall, without additional compensation, correct or revise any errors, omissions or other deficiencies in his designs, drawings, specifications, reports and other services.

   (b) The Engineer shall perform such professional services as may be necessary to accomplish the work required to be performed under this agreement, in accordance with this agreement and applicable EPA requirements in effect on the date of execution of this agreement.

   (c) Approval by the Owner or EPA of drawings, designs, specifications, reports, and incidental engineering work or materials furnished hereunder shall not in any way relieve the Engineer of responsibility for the technical adequacy of his work. Neither the Owner's nor EPA's review, approval or acceptance of, nor payment for, any of the services shall be construed to operate as a waiver of any rights under this agreement or of any cause of action arising out of the performance of this agreement.

(d) The Engineer shall be and remain liable in accordance with applicable law for all damages to the Owner or EPA caused by the Engineer's negligent performance of any of the services furnished under this agreement, except for errors, omissions or other deficiencies to the extent attributable to the Owner, Owner-furnished data or any third party. The Engineer shall not be responsible for any time delays in the project caused by circumstances beyond the Engineer's control. Where new or advanced processes, methods or technology (see 40 CFR 35.908) are recommended by the Engineer and are utilized, the Engineer shall be liable only for gross negligence to the extent of such utilization.

3. Scope of Work

The services to be rendered by the Engineer shall include all services required to complete the task or Step in accordance with applicable EPA regulations (40 CFR Part 35, Subpart E in effect on the date of execution of this agreement) to the extent of the scope of work as defined and set out in the engineering services agreement to which these provisions are attached.

4. Changes

(a) The Owner may, at any time, by written order, make changes within the general scope of this agreement in the services or work to be performed. If such changes cause an increase or decrease in the Engineer's cost of, or time required for, performce of any services under this agreement, whether or not changed by any order, an equitable adjustment shall be made and this agreement shall be modified in writing accordingly. Any claim of the Engineer for adjustment under this clause must be asserted in writing within 30 days from the date of receipt by the Engineer of the notification of change unless the Owner grants a further period of time before the date of final payment under this agreement.

(b) No services for which an additional compensation will be charged by the Engineer shall be furnished without the written authorization of the Owner.

(c) In the event that there is a modification of EPA requirements relating to the services to be performed under this agreement subsequent to the date of execution of this agreement, the increased or decreased cost of performance of the services provided for in this agreement shall be reflected in an appropriate modification of this agreement.

5. Termination

(a) This agreement may be terminated in whole or in part in writing by either party in the event of substantial failure by the other party to fulfill its obligations under this agreement through no fault of the terminating party: Provided, That no such termination may be effected unless the other party is given (1) not less than ten (10) calendar days written notice (delivered by certified mail, return receipt requested) of intent to terminate and (2) an opportunity for consultation with the terminating party prior to termination.

(b) This agreement may be terminated in whole or in part in writing by the Owner for its convenience: Provided, That such termination is for good cause (such as for legal or financial reasons, major changes in the work or program requirements, initiation of a new Step) and that the Engineer is given (1) not less than ten (10) calendar days written notice (delivered by certified mail, return receipt requested) of intent to terminate and (2) an opportunity for consultation with the terminating party prior to termination.

(c) If termination for default is effected by the Owner, an equitable adjustment in the price provided for in this agreement shall be made, but (1) no amount shall be allowed for anticipated profit on unperformed services or other work, and (2) any payment due to the Engineer at the time of termination may be adjusted to the extent of any additional costs occasioned to the Owner by reason of the Engineer's default. If termination for default is effected by the Engineer, or if termination for convenience is effected by the Owner, the equitable adjustment shall include a reasonable profit for services rendered and expenses incurred prior to the termination, in addition to termination settlement costs reasonably incurred by the Engineer relating to commitments which had become firm prior to the termination.

(d) Upon receipt of a termination action pursuant to paragraphs (a) or (b) above, the Engineer shall (1) promptly discontinue all services affected (unless the notice directs otherwise), and (2) deliver or otherwise make available to the Owner all data, drawings, specifications, reports, estimates, summaries, and such other information and materials as may have been accumulated by the Engineer in performing this agreement, whether completed or in process.

(e) Upon termination pursuant to paragraphs (a) or (b) above, the Owner may take over the work and prosecute the same to completion by agreement with another party or otherwise. Any work taken over by the Owner for completion will be completed at the Owner's risk, and the Owner will hold harmless the Engineer from all claims and changes arising out of improper use of the Engineer's work.

(d) If, after termination for failure of the Engineer to fulfill contractual obligations, it is determined that the Engineer had not so failed, the termination shall be deemed to have been effected for the convenience of the Owner. In such event, adjustment of the price provided for in this agreement shall be made as provided in paragraph (c) of this clause.

6. Remedies

Except as may be otherwise provided in this agreement, all claims, counter-claims, disputes and other matters in question between the Owner and the Engineer arising out of or relating to this agreement or the breach thereof will be decided by arbitration if the parties hereto mutually agree, or in a court of competent jurisdiction within the State in which the Owner is located.

7. Payment

(a) Payment shall be made in accordance with the payment schedule incorporated in this agreement as soon as practicable upon submission of statements requesting payment by the Engineer to the Owner. If no such payment schedule is incorporated in this agreement, the payment provisions of paragraph (b) of this clause shall apply.

(b) Monthly progress payments may be requested by the Engineer and shall be made by the Owner to the Engineer as soon as practicable to upon submission of statements requesting payment by the Engineer to the Owner. When such progress payments are made, the Owner may withhold up to ten percent of the vouchered amount until satisfactory completion by the Engineer of work and services within a Step called for under this agreement or any specified task hereunder is substantially complete and that the amount of retained percentages is in excess of the amount considered by him to be adequate for the protection of the Owner, he shall release to the Engineer such excess amount.

(c) No payment request made pursuant to paragraph (a) or (b) of this clause shall exceed the estimated amount and value of the work and services performed by the Engineer under this agreement, which estimates shall be prepared by the Engineer and supplemented or accompanied by such supporting data as may be required by the Owner.

(d) Upon satisfactory completion of the work performed hereunder, and prior to final payment under this agreement for such work, or prior settlement upon termination of the agreement, and as a condition precedent thereto, the Engineer shall execute and deliver to the Owner a release of all claims against the Owner arising under or by virtue of this agreement, other than such claims, if any, as may be specifically exempted by the Engineer from the operation of the release in stated amounts to be set forth therein.

8. Project Design

(a) In the performance of this agreement, the Engineer shall, to the extent practicable, provide for maximum use of structures, machines, products, materials, construction methods, and equipment which are readily available through competitive procurement, or through standard or proven production techniques, methods, and processes, consistent with 40 CFR 35.936-3 and 35.936-13 in effect on the date of execution of this agreement except to the extent that advanced technology may be utilized pursuant to 40 CFR 35.908 in effect of the date of execution of this agreement.

(b) The Engineer shall not, in the performance of the work called for by this agreement, produce a design or specification such as to require the use of structures, machines, products, materials, construction methods, equipment, or processes which are known by the Engineer to be available only from a sole source, unless such use has been adequately justified in writing by the Engineer.

(c) The Engineer shall not, in the performance of the work called for by this agreement, produce a design or specification which would be restrictive in violation of Sec. 204(a)(6) of the Federal Water Pollution Control Act (PL 92-500). This statute requires that no specification for bids or statement of work shall be written in such a manner as to contain proprietary, exclusionary, or discriminatory requirements other than those based upon performance, unless such requirements are necessary to test or demonstrate a specific thing, or to provide for necessary interchangeability of parts and equipment, or at least two brand names or trade names of comparable quality or utility are listed and are followed by the words "or equal". With regard to materials, if a single material is specified, the Engineer must be prepared to substantiate the basis for the selection of the material.

(d) The Engineer shall report to the Owner any sole-source or restrictive design or specification giving the reason or reasons why it is considered necessary to restrict the design or specification.

(e) The Engineer shall not knowingly specify or approve the performance of work at a facility which is in violation of Clean Air or Water standards and which is listed by the Director of the EPA Office of Federal Activities pursuant to 40 CFR Part 15.

9. Audit: Access to Records

(a) The Engineer shall maintain books, records, documents and other evidence directly pertinent to performance on EPA grant work under this agreement in accordance with generally accepted accounting principles and practices consistently applied, and 40 CFR 30.605, 30.805, and 35.935-7 in effect on the date of execution of this agreement. The Engineer shall also maintain the financial information and data used by the Engineer in the preparation or support of the cost submission required pursuant to 40 CFR 35.937-6(b) in effect on the date of execution of this agreement and a copy of the cost summary submitted to the Owner. The United States Environmental Protection Agency, the Comptroller General of the United States, the United States Department of Labor, Owner, and the State water pollution control agency, or any of their duly authorized representatives shall have access to such books, records, documents and other evidence for the purpose of inspection, audit and copying. The Engineer will provide proper facilities for such access and inspection.

(b) The Engineer agrees to include paragraphs (a) through (e) of this clause in all his contracts and all their subcontracts directly related to project performance which are in excess of $10,000.

(c) Audits conducted pursuant to this provision shall be in accordance with generally accepted auditing standards and established procedures and guidelines of the reviewing or audit agency(ies).

(d) The Engineer agrees to the disclosure of all information and reports resulting from access to records pursuant to paragraphs (a) and (b) above, to any of the agencies referred to in paragraph (a) above, provided that the Engineer is afforded the opportunity for an audit exit conference and an opportunity to comment and submit any supporting documentation on the pertinent portions of the draft audit report and that the final audit report will include written comments of reasonable length, if any, of the Engineer.

(e) Records under paragraphs (a) and (b) above shall be maintained and made available during performance on EPA grant work under this agreement and until three years from date of final EPA grant payment for the project. In addition, those records which relate to any "Dispute" appeal under an EPA grant agreement, or litigation, or the settlement of claims arising out of such performance, or costs or items to which an audit exception has been taken, shall be maintained and made available until three years after the date of resolution of such appeal, litigation, claim or exception.

10. Price Reduction for Defective Cost or Pricing Data

(This clause is applicable if the amount of this agreement exceeds $100,000).

(a) If the Owner or EPA determines that any price, including profit, negotiated in connection with this agreement or any cost reimbursable under this agreement was increased by any significant sums because the Engineer or any subcontractor furnished incomplete or inaccurate cost or pricing data or data not current as certified in his certification of current cost or pricing data (EPA Form 5700-41), then such price or cost or profit shall be reduced accordingly and the agreement shall be modified in writing to reflect such reduction.

(b) Failure to agree on a reduction shall be subject to the Remedies clause of this agreement.

(NOTE - Since the agreement is subject to reduction under this clause by reason of defective cost or pricing data submitted in connection with certain subcontracts, the Engineer may wish to include a clause in each such subcontract requiring the subcontractor to appropriately indemnify the Engineer. It is also expected that any subcontractor subject to such indemnification will generally require substantially similar indemnification for defective cost or pricing data required to be submitted by his lower tier subcontractors.

11. Subcontracts

(a) Any subcontractors and outside associates or consultants required by the Engineer in connection with the services covered by this agreement will be limited to such individuals or firms as were specifically identified and agreed to during negotiations, or as are specifically authorized by the Owner during the performance of this agreement. Any substitutions in or additions to such subcontractors, associates, or consultants will be subject to the prior approval of the Owner.

(b) The Engineer may not subcontract services in excess of thirty percent (or _____ percent, if the Owner and the Engineer hereby agree) of the contract price to subcontractors or consultants without prior written approval of the Owner.

12. Labor Standards

To the extent that this agreement involves "construction" (as defined by the Secretary of Labor), the Engineer agrees that such construction work shall be subject to the following labor standards provisions, to the extent applicable:

(a) Davis-Bacon Act (40 U.S.C. 276a-276a-7):

(b) Contract Work Hours and Safety Standards Act (40 U.S.C. 327-333);

(c) Copeland Anti-Kickback Act (18 U.S.C. 874); and

(d) Executive Order 11246 (Equal Employment Opportunity);

and implementing rules, regulations, and other relevant orders of the Secretary of Labor or EPA; and the Engineer further agrees that this agreement shall include and be subject to the "Labor Standards Provisions for Federally Assisted Construction Contracts" (EPA Form 5720-4) in effect at the time of execution of this agreement.

13. Equal Employment Opportunity

In accordance with EPA policy as expressed in 40 CFR 30.429-5, the Engineer agrees that he will not discriminate against any employee or applicant for employment because of race, religion, color, sex, age or national origin.

14. Utilization of Small and Minority Business

In accordance with EPA policy as expressed in 40 CFR 35.936-7, the Engineer agrees that qualified small business and minority business enterprises shall have the maximum practicable opportunity to participate in the performance of EPA grant-assisted contracts and subcontracts.

15. Covenant Against Contingent Fees

The Engineer warrants that no person or selling agency has been employed or retained to solicit or secure this contract upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee, excepting bona fide employees. For breach or violation of this warranty the Owner shall have the right to annul this agreement without liability or in its discretion to deduct from the contract price or consideration, or otherwise recover, the full amount of such commission, percentage, brokerage, or contingent fee.

16. Gratuities

(a) If it is found, after notice and hearing, by the Owner that gratuities (in the form of entertainment, gifts, or otherwise) were offered or given by the Engineer, or any agent or representative of the Engineer, to any official, employee or agent of the Owner, of the State, or of EPA with a view toward securing a contract or securing favorable treatment with respect to the awarding or amending, or the making of any determinations with respect to the performance of this agreement, the Owner may, by written notice to the Engineer, terminate the right of the Engineer to proceed under this agreement or may pursue such other rights and remedies provided by law or under this agreement: Provided, That the existence of the facts upon which the Owner makes such findings shall be in issue and may be reviewed in proceedings pursuant to the Remedies clause of this agreement.

(b) In the event this agreement is terminated as provided in paragraph (a) hereof, the Owner shall be entitled (1) to pursue the same remedies against the Engineer as it could pursue in the event of a breach of the contract by the Engineer, and (2) as a penalty in addition to any other damages to which it may be entitled by law, to exemplary damages in an amount (as determined by the Owner) which shall be not less than three nor more than ten times the costs incurred by the Engineer in providing any such gratuities to any such officer or employee.

17. Patents

If this agreement involves research, developmental, experimental, or demonstration work and any discovery or invention arises or is developed in the course of or under this agreement, such invention or discovery shall be subject to the reporting and rights provisions of Subpart D of 40 CFR Part 30, in effect on the date of execution of this agreement, including Appendix B of said Part 30. In such case, the Engineer shall report the discovery or invention to EPA directly or through the Owner, and shall otherwise comply with the Owner's responsibilities in accordance with said Subpart D of 40 CFR Part 30. The Engineer hereby agrees that the disposition of rights to invention made under this agreement shall be in accordance with the terms and conditions of aforementioned Appendix B. The Engineer shall include provisions appropriate to effectuate the purposes of this condition in all subcontracts involving research, developmental, experimental, or demonstration work.

18. Copyrights and Rights in Data

(a) The Engineer agrees that any plans, drawings, designs, specifications, computer programs (which are substantially paid for with EPA grant funds), technical reports, operating manuals, and other work submitted with a Step 1 Facilities Plan or with a Step 2 or Step 3 grant application or which are specified to be delivered under this agreement or which are developed or produced and paid for under this agreement (referred to in this clause as "Subject Data") are subject to the rights in the United States, as set forth in Subpart D of 40 CFR Part 30 and in Appendix C to 40 CFR Part 30, in effect on the date of execution of this agreement, including the right to use, duplicate and disclose, such Subject Data, in whole or in part, in any manner for any purpose whatsoever, and have others do so. For purposes of this article, "grantee" as used in said Appendix C shall refer to the Engineer. If the material is copyrightable, the Engineer may copyright such, as permitted by said Appendix C, and subject to the rights in the Government as set forth in Appendix C, but the Owner and the Federal Government reserve a royalty-free, nonexclusive, and irrevocable license to reproduce, publish, and use such materials, in whole or in part, and to authorize others to do so. The Engineer shall include provisions appropriate to effectuate the purpose of this condition in all subcontracts expected to produce copyrightable Subject Data.

(b) All such Subject Data furnished by the Engineer pursuant to this agreement are instruments of his services in respect of the project. It is understood that the Engineer does not represent such Subject Data to be suitable for reuse on any other project or for any other purpose. Any reuse by the Owner without specific written verification or adaptation by the Engineer will be at the risk of the Owner and without liability to the Engineer. Any such verification or adaptation will entitle the Engineer to further compensation at rates to be agreed upon by the Owner and the Engineer.

EXHIBIT "B" TO AGREEMENT BETWEEN OWNER AND ENGINEER FOR PROFESSIONAL SERVICES

DUTIES, RESPONSIBILITIES AND LIMITATIONS OF THE AUTHORITY OF THE RESIDENT PROJECT REPRESENTATIVE.

A. *General.*

The Resident Project Representative is the ENGINEER'S Agent and shall act under the supervision and direction of the ENGINEER. He shall confer with the ENGINEER regarding his actions, and shall generally communicate with the OWNER only through the ENGINEER.

B. *Duties and Responsibilities.*

The Resident Project Representative shall:

1. *Schedule:* Review the progress schedule prepared by the CONTRACTOR for compliance with the contract and give written advice to the ENGINEER concerning its acceptability.

2. *Conferences:* Attend pre-construction conferences. Arrange a schedule of progress meetings and other job conferences as required in consultation with the ENGINEER and notify those expected to attend in advance. Maintain and circulate copies of records of the meetings.

3. *Liaison:*
a. Serve as the ENGINEER'S liaison with the CONTRACTOR working principally through the CONTRACTOR'S superintendent. Alert the CONTRACTOR, through his superintendent, to the hazards involved in accepting and acting upon instructions from the OWNER or others, except such instructions transmitted through the ENGINEER.
b. Cooperate with the CONTRACTOR in his dealings with the various local agencies having jurisdiction over the Project in order to complete service connections to public utilities and facilities.
c. Assist the ENGINEER in obtaining from the OWNER additional details or information, when required, at the job site for proper execution of the work.

4. *Approvals:* When required, assist the ENGINEER in obtaining from the CONTRACTOR a list of his proposed suppliers and subcontractors.

5. *Samples:* Assist the ENGINEER in obtaining field samples of materials delivered to the site which are required to be furnished, and keep record of actions taken by ENGINEER.

6. *Shop Drawings:*
a. Receive approved shop drawings and other submissions from the ENGINEER; record data received, maintain a file of the drawings and submissions, and check construction for compliance with them.
b. Alert the CONTRACTOR'S superintendent when he observes materials or equipment being installed before approval of shop drawings or samples, where such are required, and advise the ENGINEER when he believes it is necessary to disapprove work as failing to conform to the Contract Documents.

7. *Review of Work, Inspections and Tests:*
a. Conduct on-site observations of the work in progress for the ENGINEER as a basis for determining that the Project is proceeding in accordance with the Contract Documents, and report to the ENGINEER whenever he believes that any work should be rejected or specially tested, or that the work should be stopped to insure that the completed Project will comply with the requirements of the Contract Documents.
b. Verify that tests, including equipment and systems startup, which are required by the Contract Documents are conducted and that the CONTRACTOR maintains adequate records thereof; observe, record and report to the ENGINEER appropriate details relative to the test procedures and startups.
c. Accompany visiting inspectors representing public or other agencies having jurisdiction over the Project, record the outcome of these inspections and report to the ENGINEER.

8. *Interpretations of Contract Documents:* Transmit to the CONTRACTOR the ENGINEER'S interpretations of the Contract Documents.

9. *Modifications:* Consider and evaluate CONTRACTOR'S suggestions for modifications in drawings or specifications and report them with recommendations to the ENGINEER.

10. *Records:*
a. Maintain at the job site orderly files for correspondence, reports of job conferences, shop drawings and other submissions, reproductions of original contract documents including all addenda, change orders, field orders, and additional drawings issued subsequent to the award of the contract, the ENGINEER'S interpretations of the Contract Documents, progress reports, and other Project related documents.
b. Keep a diary or log book, recording hours on the job site, weather conditions in general and specific observations in more detail as in the case of observing test procedures.
c. Record names, addresses and telephone numbers of all CONTRACTORS, subcontractors, and major material suppliers.
d. Maintain a set of drawings on which authorized changes are noted, and deliver to the ENGINEER at the completion of the Project.

11. *Reports:*
a. Furnish the ENGINEER periodic reports as required of progress of the Project and the CONTRACTOR'S compliance with approved progress schedule.
b. Consult with the ENGINEER in advance of scheduled major tests, inspections or start of important phases of the Project.

12. *Payment Requisitions:* Review applications for payment with the CONTRACTOR for compliance with the established procedure for their submission and forward them with recommendations to the ENGINEER, noting particularly their relation to the work completed and materials and equipment delivered at the site.

13. *Guarantees, Certificates, Maintenance and Operation Manuals:* During the course of the work, assemble Guarantees, Certificates, Maintenance Operation Manuals and other required data to be furnished by the CONTRACTOR and upon acceptance of the Project, deliver this material to the ENGINEER for his review and forwarding to the OWNER.

14. *Completion:*
a. Prior to inspection for substantial completion, submit to the CONTRACTOR a list of observed items requiring correction.
b. Conduct final inspection in the company of the ENGINEER and the OWNER and prepare a final list of items to be corrected.
c. Verify that all items on final list have been corrected and make recommendations to the ENGINEER concerning acceptance.

C. *Limitations of Authority.*

Except upon written instructions of the ENGINEER the Resident Project Representative:

1. Shall not authorize any deviation from the Contract Documents.
2. Shall not undertake any of the responsibilities of the CONTRACTOR, the subcontractors or the CONTRACTOR'S superintendent.
3. Shall not expedite the work for the CONTRACTOR.
4. Shall not advise on or issue directions relative to any aspect of the means, methods, techniques, sequences or procedures of construction unless such is specifically called for in the Contract Documents.
5. Shall not authorize the OWNER to occupy the Project in whole or in part.
6. Shall not participate in specialized field or laboratory tests.

65-266 12 H.I
3/20/78

5-56-78

AGREEMENT FOR ENGINEERING SERVICES

FOR

ADDITIONS AND IMPROVEMENTS
TO THE
WASTEWATER FACILITIES

BY AND BETWEEN THE

CITY OF
FORT WAYNE, INDIANA

AND

HOWARD NEEDLES TAMMEN & BERGENDOFF
HENRY B. STEEG & ASSOCIATES DIVISION
ARCHITECTS ENGINEERS PLANNERS
INDIANAPOLIS, INDIANA

AGREEMENT

THIS AGREEMENT, by and between the CITY OF FORT WAYNE, INDIANA, acting by and through its Board of Public Works, hereinafter referred to as the OWNER, and HOWARD NEEDLES TAMMEN & BERGENDOFF, HENRY B. STEEG & ASSOCIATES DIVISION, a partnership, hereinafter referred to as the ENGINEER, WITNESSETH THAT:

WHEREAS, the wastewater facilities of the OWNER are in need of certain improvements pursuant to an Order of the State of Indiana; and

WHEREAS, the OWNER has had prepared a Facility Plan for said improvements and pursuant to IC 19-2-5-1 et seq. intends to undertake the construction of same; and

WHEREAS, there are Federal and State funds available to assist in financing municipal wastewater facilities and the OWNER intends to request said funds for the ultimate construction of the project; and

WHEREAS, the ENGINEER agrees to perform for the project, professional services as hereinafter set forth, consistent with Title II Regulations 40 CFR Part 35; and

WHEREAS, the OWNER agrees to employ, and does hereby employ the ENGINEER for the professional services hereinafter set forth, and agrees to pay the ENGINEER for such services the fee as hereinafter set forth in this Agreement.

ARTICLE 1. THE ENGINEER'S SERVICES

A. Upon acceptance by the OWNER of the State and Federal Step 2 grant-in-aid offers, the ENGINEER shall perform in three phases and consistent with the Facility Plan dated June, 1977 as follows:

Phase A - Aeration Process Efficiency Upgrading to 42 MGD

1. Prepare preliminary mechanical and structural layout drawings with an estimated completion date of April 7, 1978;
2. Prepare drawings and specifications for blower with an estimated completion date of May 3, 1978;
3. Prepare drawings and specifications for air distribution system with an estimated completion date of June 8, 1978;
4. Prepare drawings and specifications for return sludge upgrading with an estimated completion date of June 16, 1978;
5. Prepare drawings and specifications for terminal pond reaeration and modifications with an estimated completion date of June 16, 1978;
6. Prepare drawings and specifications for process control instrumentation modifications with an estimated completion date of June 16, 1978;
7. Assist the OWNER in preparation of necessary State construction applications and permits with an estimated completion date of June 16, 1978; and
8. Prepare final cost estimates and complete bid documents for this Phase A with an estimated completion date of June 30, 1978.

Phase B - Full-Scale Nitrification to 60 MGD

1. Prepare preliminary mechanical, equipment and structural layout drawings with an estimated completion date of August 18, 1978;
2. Prepare process equipment specifications with an estimated completion date of September 1, 1978;
3. Prepare drawings for this plant process equipment and piping with an estimated completion date of September 15, 1978;
4. Prepare architectural detailed drawings for necessary structures with an estimated completion date of October 13, 1978;
5. Prepare drawings for process control instrumentation modifications with an estimated completion date of November 10, 1978;
6. Prepare final drawings and specifications with cost estimates for this Phase B suitable for public bidding with an estimated completion date of December 15, 1978;
7. Assist the OWNER in preparation of necessary State construction application and permits with an estimated completion date of January 19, 1979; and
8. Provide Value Engineering Services as outlined in Exhibit B with an estimated completion date of November 1, 1978.

Phase C - Upgrading Effluent Polishing Facility

1. Prepare conceptual design drawings and exhibits with an estimated completion date of July 14, 1978;
2. Prepare preliminary equipment, mechanical and structural layout drawings with an estimated completion date of September 15, 1978;
3. Prepare process equipment specifications with an estimated completion date of October 13, 1978;

4. Prepare process equipment and piping layout drawings with an estimated completion date of December 1, 1978;

5. Prepare detailed architectural drawings for this Phase C with an estimated completion date of January 5, 1979;

6. Prepare details and section drawings for this Phase C with an estimated completion date of February 16, 1979;

7. Prepare mechanical and electrical drawings for this Phase C with an estimated completion date of April 27, 1979;

8. Submit final drawings and specifications with cost estimates for this Phase C with an estimated completion date of May 25, 1979;

9. Assist the OWNER in the preparation of the necessary State construction application and permits with an estimated completion date of June 22, 1979; and

10. Provide Value Engineering Services as outlined in Exhibit B with an estimated completion date of May 1, 1979.

B. Upon acceptance by the OWNER of the State and Federal Step 3 grant-in-aid offers, the ENGINEER shall continue its services by providing services during construction under the Step 3 phase of the project as follows:

1. Assist the OWNER in obtaining and evaluating construction proposals.

2. Assist the OWNER in the preparation of the bond transcript by supplying necessary engineering data and opinions.

3. Provide periodic visits to the project during construction to observe the progress of the work and to inform the OWNER whether or not the work is proceeding in reasonable compliance with the drawings and specifications and to advise the OWNER if it is necessary to disapprove the work as failing to conform with the contract documents.

4. Check shop drawings, samples, equipment and other information submitted by the construction contractor for compliance with the design concept of the drawings and specifications.

5. Act upon the construction contractor's requests for payments in accordance with the provisions of the general conditions of the construction contract(s).

6. Witness and fully report to the OWNER the results of all special performance tests required for the project.

7. Certify substantial completion and approval of the construction contractor's final payment request when the terms of the construction contract have been satisfied.

8. Provide four (4) copies of an Operation and Maintenance Manual to the OWNER for the project in a form suitable for approval by the State and Federal agencies and provide operator training.

9. Evaluate project changes as necessary, prepare design and non-design change orders to the construction contract(s).

10. Provide one set of record drawings which reflect changes in the work subsequent to the award of the construction contract(s) following the completion of the work and based upon information supplied by the construction contractor(s).

C. The ENGINEER shall not be responsible for the methods or techniques employed by the construction contractor, nor shall the ENGINEER guarantee or warrant the construction contractor's performance, nor shall the ENGINEER be required to direct or take charge of work done by "force account".

D. Upon written authorization by the OWNER, the ENGINEER shall continue his service by providing one or more resident project representatives in order to provide more extensive representations at the project site during construction. Furnishing of such construction representation shall not make the ENGINEER responsible for methods or techniques employed by the construction contractor.

E. Additional services in connection with the project not otherwise provided for in this Agreement may be arranged for between the ENGINEER and the OWNER and incorporated into this Agreement.

ARTICLE 2. DUTIES OF THE OWNER. The OWNER agrees to provide the ENGINEER with complete information concerning the requirements of the project and to perform as follows:

A. Make available all prior studies, reports, permits, applications and all records pertaining to the wastewater facilities, population projections, land use regulations, and water use records.

B. Provide access to and make all provisions for the ENGINEER to enter upon public and private property as required for the ENGINEER to perform such work as surveys and inspections in the development of the project.

C. Give thorough consideration to all reports, sketches, estimates, drawings, specifications, proposals, and other documents presented by the ENGINEER, and shall inform the ENGINEER of all decisions within a reasonable time so as not to delay the work of the ENGINEER.

D. Promptly hold all required special meetings, serve all required public and private notices, receive and act upon all protests and fulfill all requirements necessary in the development of the project including legal and fiscal services and pay all costs incidental thereto.

E. Advertise for invitation to bid from bidders, open the bids at the appointed time and place and pay all costs incidental thereto, including filing fees and permit charges.

F. Furnish the ENGINEER with a copy of any design and construction standards he shall require the ENGINEER to follow in the preparation of contract documents for the project.

G. Appoint an OWNER'S representative with respect to the work to be performed under this Agreement; and such person shall have complete authority to transmit instructions, receive information, and interpret and define OWNER'S policies. The ENGINEER shall be entitled to rely on all representations made by the OWNER'S representative unless otherwise directed in writing by the OWNER.

H. Furnish information on soil and underground conditions at the project site adequate for the intended purpose.

I. Furnish laboratory analysis, sampling data on wastewater characteristics, and flow measuring of wastes from special sources connected to or to be connected to the sewerage system.

J. Sign and file for all necessary approvals from regulatory agencies and to pay all cost incidental thereto.

K. Upon notice, promptly inform the ENGINEER of any changes or defects in the project.

L. Furnish all labor for any necessary operations of the equipment and appurtenances of the existing facilities as may be required by the ENGINEER.

ARTICLE 3. PAYMENT TO THE ENGINEER. For the services rendered under this Agreement, the ENGINEER shall be paid a fixed fee and its cost. Cost shall be determined as direct salaries times the Federally audited overhead factor in effect at the time services are performed, which includes fringe benefits, salary related cost and general overhead, plus out-of-pocket expenses and equipment rental. The Federally audited overhead factor for calendar year ending December 31, 1976 is 2.2305.

The estimated cost of services for the three phases described in Article 1A is as follows:

Phase	Cost	Fixed Fee	Total
A	$96,345.00	$14,452.00	$110,797.00
B	$207,324.00	$31,098.00	$238,422.00
C	$321,809.00	$48,271.00	$370,080.00

It is estimated that the total cost to the OWNER for the performance of the aforementioned services, exclusive of the fixed fees, will not exceed the estimated cost as provided above and the ENGINEER agrees to use its good faith effort to perform said work within such estimated cost. If, at any time as the work progresses, the ENGINEER has reason to believe that the cost will be greater than the estimated cost hereof, the

ENGINEER shall notify the OWNER and agencies which have tendered grants in writing to that effect, giving the revised estimate of such cost for said work.

For billing purposes, the ENGINEER shall use its projected overhead factor if the actual Federally audited overhead factor has not been determined at the time services are performed. Appropriate adjustments to reflect an increase or decrease in said overhead shall be made upon determination of the actual audited overhead factor.

The OWNER shall not be obligated to reimburse the ENGINEER for costs incurred in excess of the estimated cost set forth above, and the ENGINEER shall not be obligated to continue performance of said work or otherwise to incur costs in excess of the estimated cost set forth above, unless and until the OWNER shall have notified the ENGINEER in writing that such estimated cost has been increased and shall have specified in such notice a revised estimated cost which shall thereupon constitute the revised estimated cost of said work. When and to the extent that the estimated cost set forth has been increased, any costs incurred by the ENGINEER in excess of the estimated cost prior to such increases shall be allowable to the same extent as if such costs had been incurred after the increase.

The ENGINEER shall submit its invoice for services upon the completion of each heretofore described Task.

For any services heretofore described in this Agreement, but for which no estimated costs have been included, such estimates of cost and a fixed fee or other appropriate methods of compensation shall be incorporated into this Agreement upon approval by both parties.

ARTICLE 4. DESIGN CREDIT. Whenever renderings, photographs of renderings, photographs of models, or photographs of the project are released by the OWNER for publicity, proper credit for engineering shall be given to the ENGINEER; provided the giving of such credit is without cost to the OWNER.

ARTICLE 5. SUCCESSORS AND ASSIGNMENTS. The OWNER and the ENGINEER each binds himself, his partners, successors, executors, administrators, and assigns to the other party to this Agreement, and to the partners, successors, executors, administrators and assigns of such party in respect to all covenants of this Agreement. Any subcontracting by the ENGINEER shall be in accordance with applicable State and Federal law and the General Conditions to the Agreement.

ARTICLE 6. OWNERSHIP OF DOCUMENTS. All reports and other work product of the ENGINEER for this Project are instruments of service for this Project only and shall remain the property of the ENGINEER whether the Project is completed or not, except as provided for in the General Conditions to this Agreement. Reuse of any of the instruments of service of the ENGINEER by the OWNER on extensions of this Project or on any other project without the written permission of the ENGINEER shall be at the OWNER'S risk and the OWNER agrees to defend, indemnify and hold harmless the ENGINEER from all claims, damages, and expenses including attorney's fees arising out of such unauthorized reuse of the ENGINEER'S instruments of service by the OWNER or by others acting through the OWNER. Any reuse or adaptation of the ENGINEER'S instruments of service occurring after the written agreement of the ENGINEER shall entitle the ENGINEER to further compensation in amounts to be agreed upon by the OWNER and the ENGINEER.

ARTICLE 7. GOVERNING LAWS. This Agreement shall be governed by the law of the State of Indiana.

ARTICLE 8. TERMINATION OF PRIOR AGREEMENTS. The OWNER and the ENGINEER, upon the execution of this Agreement, do hereby terminate an agreement between them dated April 15, 1975 and entitled "Agreement for Engineering Services for Advanced Waste Treatment Project", and both parties are hereby released and relieved from further duties and obligations under said agreement or any of the terms thereof.

ARTICLE 9. EXHIBIT. Attached hereto and made a part of this Agreement is Exhibit "A", General Conditions to Engineering Contracts.

ARTICLE 10. PERSONNEL AND FACILITIES. The ENGINEER estimates that the performance of the aforementioned services will require the number and class of employees as follows:

		Manyears
(a)	Field Crews	1
(b)	Draftsmen	1-1/4
(c)	Designers	1
(d)	Jr. Engineers	2-1/2
(e)	Engineers	2-1/4
(f)	Sr. Engineers	2-1/2
(g)	Principal Engineer	1

The services will be performed from the Indianapolis, Indiana office, provided however, the ENGINEER reserves the right to change the number and/or class of employees and the office where the work will be performed if said changes are required so as not to delay the work, because of prolonged employee absence or resignations.

ARTICLE 11. EXECUTION. The OWNER and the ENGINEER hereby agree to the full performance of the covenants contained herein.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement in triplicate this 20 day of March, 1978.

HOWARD NEEDLES TAMMEN & BERGENDOFF
HENRY B. STEEG & ASSOCIATES DIVISION
ARCHITECTS ENGINEERS PLANNERS

By George K. [illegible]
Partner

CITY OF FORT WAYNE, INDIANA

By Robert E. Armstrong
Robert E. Armstrong, Mayor

APPROVED AS TO FORM AND LEGALITY
Associate CITY ATTORNEY

By Henry P. [illegible]
Ethel W. [illegible]
May G. Scott
Its Board of Public Works

ATTEST:
Ursula Miller
Clerk

EXHIBIT "A"

GENERAL CONDITIONS

1. General

   (a) The Owner and the Engineer agree that the following provisions shall apply to the EPA grant-eligible work to be performed under this agreement and that such provisions shall supersede any conflicting provisions of this agreement.

   (b) The work under this agreement is funded in part by a grant from the U. S. Environmental Protection Agency. Neither the United States nor the U. S. Environmental Protection Agency (hereinafter,"EPA") is a party to this agreement. This agreement which covers grant-eligible work is subject to regulations contained in 40 CFR 35.936, 35.937, and 35.939 in effect on the date of execution of this agreement. As used in these clauses, the words "the date of execution of this agreement" mean the date of execution of this agreement and any subsequent modification of the terms, compensation or scope of services pertinent to unperformed work.

   (c) The rights and remedies of the owner provided for in these clauses are in addition to any other rights and remedies provided by law or under this agreement.

2. Responsibility of the Engineer

   (a) The Engineer shall be responsible for the professional quality, technical accuracy, timely completion, and the coordination of all designs, drawings, specifications, reports and other services furnished by the Engineer under this agreement. The Engineer shall, without additional compensation, correct or revise any errors, omissions or other deficiencies in his designs, drawings, specifications, reports and other services.

   (b) The Engineer shall perform such professional services as may be necessary to accomplish the work required to be performed under this agreement, in accordance with this agreement and applicable EPA requirements in effect on the date of execution of this agreement.

   (c) Approval by the Owner or EPA of drawings, designs, specifications, reports, and incidental engineering work or materials furnished hereunder shall not in any way relieve the Engineer of responsibility for the technical adequacy of his work. Neither the Owner's nor EPA's review, approval or acceptance of, nor payment for, any of the services shall be construed to operate as a waiver of any rights under this agreement or of any cause of action arising out of the performance of this agreement.

(d) The Engineer shall be and remain liable in accordance with applicable law for all damages to the Owner or EPA caused by the Engineer's negligent performance of any of the services furnished under this agreement, except for errors, omissions or other deficiencies to the extent attributable to the Owner, Owner-furnished data or any third party. The Engineer shall not be responsible for any time delays in the project caused by circumstances beyond the Engineer's control. Where new or advanced processes, methods or technology (see 40 CFR 35.908) are recommended by the Engineer and are utilized, the Engineer shall be liable only for gross negligence to the extent of such utilization.

3. Scope of Work

The services to be rendered by the Engineer shall include all services required to complete the task or Step in accordance with applicable EPA regulations (40 CFR Part 35, Subpart E in effect on the date of execution of this agreement) to the extent of the scope of work as defined and set out in the engineering services agreement to which these provisions are attached.

4. Changes

(a) The Owner may, at any time, by written order, make changes within the general scope of this agreement in the services or work to be performed. If such changes cause an increase or decrease in the Engineer's cost of, or time required for, performce of any services under this agreement, whether or not changed by any order, an equitable adjustment shall be made and this agreement shall be modified in writing accordingly. Any claim of the Engineer for adjustment under this clause must be asserted in writing within 30 days from the date of receipt by the Engineer of the notification of change unless the Owner grants a further period of time before the date of final payment under this agreement.

(b) No services for which an additional compensation will be charged by the Engineer shall be furnished without the written authorization of the Owner.

(c) In the event that there is a modification of EPA requirements relating to the services to be performed under this agreement subsequent to the date of execution of this agreement, the increased or decreased cost of performance of the services provided for in this agreement shall be reflected in an appropriate modification of this agreement.

5. Termination

(a) This agreement may be terminated in whole or in part in writing by either party in the event of substantial failure by the other party to fulfill its obligations under this agreement through no fault of the terminating party: Provided, That no such termination may be effected unless the other party is given (1) not less than ten (10) calendar days written notice (delivered by certified mail, return receipt requested) of intent to terminate and (2) an opportunity for consultation with the terminating party prior to termination.

(b) This agreement may be terminated in whole or in part in writing by the Owner for its convenience: Provided, That such termination is for good cause (such as for legal or financial reasons, major changes in the work or program requirements, initiation of a new Step) and that the Engineer is given (1) not less than ten (10) calendar days written notice (delivered by certified mail, return receipt requested) of intent to terminate and (2) an opportunity for consultation with the terminating party prior to termination.

(c) If termination for default is effected by the Owner, an equitable adjustment in the price provided for in this agreement shall be made, but (1) no amount shall be allowed for anticipated profit on unperformed services or other work, and (2) any payment due to the Engineer at the time of termination may be adjusted to the extent of any additional costs occasioned to the Owner by reason of the Engineer's default. If termination for default is effected by the Engineer, or if termination for convenience is effected by the Owner, the equitable adjustment shall include a reasonable profit for services rendered and expenses incurred prior to the termination, in addition to termination settlement costs reasonably incurred by the Engineer relating to commitments which had become firm prior to the termination.

(d) Upon receipt of a termination action pursuant to paragraphs (a) or (b) above, the Engineer shall (1) promptly discontinue all services affected (unless the notice directs otherwise), and (2) deliver or otherwise make available to the Owner all data, drawings, specifications, reports, estimates, summaries, and such other information and materials as may have been accumulated by the Engineer in performing this agreement, whether completed or in process.

(e) Upon termination pursuant to paragraphs (a) or (b) above, the Owner may take over the work and prosecute the same to completion by agreement with another party or otherwise. Any work taken over by the Owner for completion will be completed at the Owner's risk, and the Owner will hold harmless the Engineer from all claims and changes arising out of improper use of the Engineer's work.

(d) If, after termination for failure of the Engineer to fulfill contractual obligations, it is determined that the Engineer had not so failed, the termination shall be deemed to have been effected for the convenience of the Owner. In such event, adjustment of the price provided for in this agreement shall be made as provided in paragraph (c) of this clause.

6. Remedies

Except as may be otherwise provided in this agreement, all claims, counter-claims, disputes and other matters in question between the Owner and the Engineer arising out of or relating to this agreement or the breach thereof will be decided by arbitration if the parties hereto mutually agree, or in a court of competent jurisdiction within the State in which the Owner is located.

7. Payment

(a) Payment shall be made in accordance with the payment schedule incorporated in this agreement as soon as practicable upon submission of statements requesting payment by the Engineer to the Owner. If no such payment schedule is incorporated in this agreement, the payment provisions of paragraph (b) of this clause shall apply.

(b) Monthly progress payments may be requested by the Engineer and shall be made by the Owner to the Engineer as soon as practicable to upon submission of statements requesting payment by the Engineer to the Owner. When such progress payments are made, the Owner may withhold up to ten percent of the vouchered amount until satisfactory completion by the Engineer of work and services within a Step called for under this agreement or any specified task hereunder is substantially complete and that the amount of retained percentages is in excess of the amount considered by him to be adequate for the protection of the Owner, he shall release to the Engineer such excess amount.

(c) No payment request made pursuant to paragraph (a) or (b) of this clause shall exceed the estimated amount and value of the work and services performed by the Engineer under this agreement, which estimates shall be prepared by the Engineer and supplemented or accompanied by such supporting data as may be required by the Owner.

(d) Upon satisfactory completion of the work performed hereunder, and prior to final payment under this agreement for such work, or prior settlement upon termination of the agreement, and as a condition precedent thereto, the Engineer shall execute and deliver to the Owner a release of all claims against the Owner arising under or by virtue of this agreement, other than such claims, if any, as may be specifically exempted by the Engineer from the operation of the release in stated amounts to be set forth therein.

8. Project Design

(a) In the performance of this agreement, the Engineer shall, to the extent practicable, provide for maximum use of structures, machines, products, materials, construction methods, and equipment which are readily available through competitive procurement, or through standard or proven production techniques, methods, and processes, consistent with 40 CFR 35.936-3 and 35.936-13 in effect on the date of execution of this agreement except to the extent that advanced technology may be utilized pursuant to 40 CFR 35.908 in effect of the date of execution of this agreement.

(b) The Engineer shall not, in the performance of the work called for by this agreement, produce a design or specification such as to require the use of structures, machines, products, materials, construction methods, equipment, or processes which are known by the Engineer to be available only from a sole source, unless such use has been adequately justified in writing by the Engineer.

(c) The Engineer shall not, in the performance of the work called for by this agreement, produce a design or specification which would be restrictive in violation of Sec. 204(a)(6) of the Federal Water Pollution Control Act (PL 92-500). This statute requires that no specification for bids or statement of work shall be written in such a manner as to contain proprietary, exclusionary, or discriminatory requirements other than those based upon performance, unless such requirements are necessary to test or demonstrate a specific thing, or to provide for necessary interchangeability of parts and equipment, or at least two brand names or trade names of comparable quality or utility are listed and are followed by the words "or equal". With regard to materials, if a single material is specified, the Engineer must be prepared to substantiate the basis for the selection of the material.

(d) The Engineer shall report to the Owner any sole-source or restrictive design or specification giving the reason or reasons why it is considered necessary to restrict the design or specification.

(e) The Engineer shall not knowingly specify or approve the performance of work at a facility which is in violation of Clean Air or Water standards and which is listed by the Director of the EPA Office of Federal Activities pursuant to 40 CFR Part 15.

9. Audit: Access to Records

(a) The Engineer shall maintain books, records, documents and other evidence directly pertinent to performance on EPA grant work under this agreement in accordance with generally accepted accounting principles and practices consistently applied, and 40 CFR 30.605, 30.805, and 35.935-7 in effect on the date of execution of this agreement. The Engineer shall also maintain the financial information and data used by the Engineer in the preparation or support of the cost submission required pursuant to 40 CFR 35.937-6(b) in effect on the date of execution of this agreement and a copy of the cost summary submitted to the Owner. The United States Environmental Protection Agency, the Comptroller General of the United States, the United States Department of Labor, Owner, and the State water pollution control agency, or any of their duly authorized representatives shall have access to such books, records, documents and other evidence for the purpose of inspection, audit and copying. The Engineer will provide proper facilities for such access and inspection.

(b) The Engineer agrees to include paragraphs (a) through (e) of this clause in all his contracts and all their subcontracts directly related to project performance which are in excess of $10,000.

(c) Audits conducted pursuant to this provision shall be in accordance with generally accepted auditing standards and established procedures and guidelines of the reviewing or audit agency(ies).

(d) The Engineer agrees to the disclosure of all information and reports resulting from access to records pursuant to paragraphs (a) and (b) above, to any of the agencies referred to in paragraph (a) above, provided that the Engineer is afforded the opportunity for an audit exit conference and an opportunity to comment and submit any supporting documentation on the pertinent portions of the draft audit report and that the final audit report will include written comments of reasonable length, if any, of the Engineer.

(e) Records under paragraphs (a) and (b) above shall be maintained and made available during performance on EPA grant work under this agreement and until three years from date of final EPA grant payment for the project. In addition, those records which relate to any "Dispute" appeal under an EPA grant agreement, or litigation, or the settlement of claims arising out of such performance, or costs or items to which an audit exception has been taken, shall be maintained and made available until three years after the date of resolution of such appeal, litigation, claim or exception.

10. Price Reduction for Defective Cost or Pricing Data

(This clause is applicable if the amount of this agreement exceeds $100,000).

(a) If the Owner or EPA determines that any price, including profit, negotiated in connection with this agreement or any cost reimbursable under this agreement was increased by any significant sums because the Engineer or any subcontractor furnished incomplete or inaccurate cost or pricing data or data not current as certified in his certification of current cost or pricing data (EPA Form 5700-41), then such price or cost or profit shall be reduced accordingly and the agreement shall be modified in writing to reflect such reduction.

(b) Failure to agree on a reduction shall be subject to the Remedies clause of this agreement.

(NOTE - Since the agreement is subject to reduction under this clause by reason of defective cost or pricing data submitted in connection with certain subcontracts, the Engineer may wish to include a clause in each such subcontract requiring the subcontractor to appropriately indemnify the Engineer. It is also expected that any subcontractor subject to such indemnification will generally require substantially similar indemnification for defective cost or pricing data required to be submitted by his lower tier subcontractors.

11. Subcontracts

(a) Any subcontractors and outside associates or consultants required by the Engineer in connection with the services covered by this agreement will be limited to such individuals or firms as were specifically identified and agreed to during negotiations, or as are specifically authorized by the Owner during the performance of this agreement. Any substitutions in or additions to such subcontractors, associates, or consultants will be subject to the prior approval of the Owner.

(b) The Engineer may not subcontract services in excess of thirty percent (or _____ percent, if the Owner and the Engineer hereby agree) of the contract price to subcontractors or consultants without prior written approval of the Owner.

12. Labor Standards

To the extent that this agreement involves "construction" (as defined by the Secretary of Labor), the Engineer agrees that such construction work shall be subject to the following labor standards provisions, to the extent applicable:

(a) Davis-Bacon Act (40 U.S.C. 276a-276a-7):

(b) Contract Work Hours and Safety Standards Act (40 U.S.C. 327-333);

(c) Copeland Anti-Kickback Act (18 U.S.C. 874); and

(d) Executive Order 11246 (Equal Employment Opportunity);

and implementing rules, regulations, and other relevant orders of the Secretary of Labor or EPA; and the Engineer further agrees that this agreement shall include and be subject to the "Labor Standards Provisions for Federally Assisted Construction Contracts" (EPA Form 5720-4) in effect at the time of execution of this agreement.

13. Equal Employment Opportunity

In accordance with EPA policy as expressed in 40 CFR 30.429-5, the Engineer agrees that he will not discriminate against any employee or applicant for employment because of race, religion, color, sex, age or national origin.

14. Utilization of Small and Minority Business

In accordance with EPA policy as expressed in 40 CFR 35.936-7, the Engineer agrees that qualified small business and minority business enterprises shall have the maximum practicable opportunity to participate in the performance of EPA grant-assisted contracts and subcontracts.

15. Covenant Against Contingent Fees

The Engineer warrants that no person or selling agency has been employed or retained to solicit or secure this contract upon an agreement or understanding for a commission, percentage, brokerage, or contingent fee, excepting bona fide employees. For breach or violation of this warranty the Owner shall have the right to annul this agreement without liability or in its discretion to deduct from the contract price or consideration, or otherwise recover, the full amount of such commission, percentage, brokerage, or contingent fee.

16. Gratuities

(a) If it is found, after notice and hearing, by the Owner that gratuities (in the form of entertainment, gifts, or otherwise) were offered or given by the Engineer, or any agent or representative of the Engineer, to any official, employee or agent of the Owner, of the State, or of EPA with a view toward securing a contract or securing favorable treatment with respect to the awarding or amending, or the making of any determinations with respect to the performance of this agreement, the Owner may, by written notice to the Engineer, terminate the right of the Engineer to proceed under this agreement or may pursue such other rights and remedies provided by law or under this agreement: Provided, That the existence of the facts upon which the Owner makes such findings shall be in issue and may be reviewed in proceedings pursuant to the Remedies clause of this agreement.

(b) In the event this agreement is terminated as provided in paragraph (a) hereof, the Owner shall be entitled (1) to pursue the same remedies against the Engineer as it could pursue in the event of a breach of the contract by the Engineer, and (2) as a penalty in addition to any other damages to which it may be entitled by law, to exemplary damages in an amount (as determined by the Owner) which shall be not less than three nor more than ten times the costs incurred by the Engineer in providing any such gratuities to any such officer or employee.

17. Patents

If this agreement involves research, developmental, experimental, or demonstration work and any discovery or invention arises or is developed in the course of or under this agreement, such invention or discovery shall be subject to the reporting and rights provisions of Subpart D of 40 CFR Part 30, in effect on the date of execution of this agreement, including Appendix B of said Part 30. In such case, the Engineer shall report the discovery or invention to EPA directly or through the Owner, and shall otherwise comply with the Owner's responsibilities in accordance with said Subpart D of 40 CFR Part 30. The Engineer hereby agrees that the disposition of rights to invention made under this agreement shall be in accordance with the terms and conditions of aforementioned Appendix B. The Engineer shall include provisions appropriate to effectuate the purposes of this condition in all subcontracts involving research, developmental, experimental, or demonstration work.

18. Copyrights and Rights in Data

(a) The Engineer agrees that any plans, drawings, designs, specifications, computer programs (which are substantially paid for with EPA grant funds), technical reports, operating manuals, and other work submitted with a Step 1 Facilities Plan or with a Step 2 or Step 3 grant application or which are specified to be delivered under this agreement or which are developed or produced and paid for under this agreement (referred to in this clause as "Subject Data") are subject to the rights in the United States, as set forth in Subpart D of 40 CFR Part 30 and in Appendix C to 40 CFR Part 30, in effect on the date of execution of this agreement, including the right to use, duplicate and disclose, such Subject Data, in whole or in part, in any manner for any purpose whatsoever, and have others do so. For purposes of this article, "grantee" as used in said Appendix C shall refer to the Engineer. If the material is copyrightable, the Engineer may copyright such, as permitted by said Appendix C, and subject to the rights in the Government as set forth in Appendix C, but the Owner and the Federal Government reserve a royalty-free, nonexclusive, and irrevocable license to reproduce, publish, and use such materials, in whole or in part, and to authorize others to do so. The Engineer shall include provisions appropriate to effectuate the purpose of this condition in all subcontracts expected to produce copyrightable Subject Data.

(b) All such Subject Data furnished by the Engineer pursuant to this agreement are instruments of his services in respect of the project. It is understood that the Engineer does not represent such Subject Data to be suitable for reuse on any other project or for any other purpose. Any reuse by the Owner without specific written verification or adaptation by the Engineer will be at the risk of the Owner and without liability to the Engineer. Any such verification or adaptation will entitle the Engineer to further compensation at rates to be agreed upon by the Owner and the Engineer.

EXHIBIT "B"

VALUE ENGINEERING SERVICES
FOR
PHASES B AND C
OF
ADDITIONS AND IMPROVEMENTS TO WASTEWATER FACILITIES
FORT WAYNE, INDIANA

EPA PROJECT NO. C180774

Introduction

The City of Fort Wayne, Indiana, has filed an application for Federal and State financial grant assistance for the design of advanced wastewater treatment facilities. This application includes a proposal to include value engineering services for Phases B and C of the three-phase design. It is the purpose of this Exhibit to provide information concerning the proposed value engineering (VE) services.

Scope of VE Services

The overall scope of the grant project includes the preparation of plans and specifications suitable for construction of a three-phase project. Phase A will upgrade the aeration process efficiency to permit single-stage nitrification to 42 MGD; Phase B will provide full-scale nitrification to 60 MGD; and Phase C will provide effluent polishing to a 98 percent removal efficiency.

One 24-hour workshop is to be held for Phase B and two 40-hour workshops are scheduled for Phase C. The names of key personnel designated for assignment to the VE team, the total hours and costs estimated for the VE services, and the schedules for VE activities are displayed below:

VALUE ENGINEERING SERVICES - PHASE B

Personnel and Manhour Estimates

Key Personnel

Lee J. Holloway, Team Leader	100 hours
Foster A. McMasters, Team Member	40 hours
John E. Racek, Team Member	40 hours

Others

Team Members (Electrical, Estimators, etc.)	20 hours
Principals	100 hours
Typist	40 hours
Total	340 hours

Schedule

Review Design Summaries and Background Data	July, 1978
Conduct Workshop	August, 1978
Preliminary Report	August, 1978
Conference with Owner, Engineer, and VE Team Leader	September, 1978
Final Report	October, 1978

Estimated Cost

Estimated Cost for VE Services for Phase B	$13,496.00

VALUE ENGINEERING SERVICES - PHASE C

Personnel and Manhour Estimates

Key Personnel

Lee J. Holloway, Team Leader	160 hours
Foster A. McMasters, Team Member	96 hours
John E. Racek, Team Member	96 hours

Others

Team Members (Electrical, Estimator, etc.)	288 hours
Principals	100 hours
Typist	80 hours
Total	820 hours

Schedule

Review Design Summaries and Background Data	August, 1978
Conduct Workshop No. 1	September, 1978
Conference with Owner, Designer, and VE Team Leader	October, 1978
Conduct Workshop No. 2	November, 1978
Preliminary Report	November, 1978
Conference with Owner, Engineer, and VE Team Leader	December, 1978
Final Report	January, 1979

Estimated Cost

Estimated Cost for VE Services for Phase C	$31,589.00

The Engineer reserves the right to change any assignment of key personnel if such change is necessary because of extended absence from work, resignation, transfer or to avoid a delay in the work. Timely notice of such change shall be given to the Owner.

65-265-7 3/20/78 H.I.

SIDEWALK IMPROVEMENT RESOLUTION NO. 5798-1978

TILLMAN ROAD

RESOLVED by the Board of Public Works of the City of Fort Wayne, Indiana, that it is deemed necessary to construct sidewalk on both sides of Tillman Road beginning at a point on the north side of Tillman Road 105± feet east of the east property line of South Anthony Boulevard (Sta. 30+40), running east to the west property line of Hessen Cassle Road a distance of 4315 feet (Sta. 73+55) and on the south side beginning at a point 345± feet east of the east property line of South Anthony Boulevard (Sta. 32+75), running east to the east property line of lot #12 (Sta. 47+30) J.O. Black's Addition a distance of 1,455± feet to a width of 5 feet. All in accordance with the profile, detailed drawings and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

WHEREAS, the Board of Public Works in cooperation with the Federal Highway Administration is planning major improvements on the above described section of Tillman Road, including new pavements, curbings, storm drainage and street lights, and,

WHEREAS, the cost of said improvements will be shared with the Federal Government and,

WHEREAS, the Board of Public Works has received a petition requesting that sidewalks be included in said major improvement of Tillman Road, with the understanding the abutting property owners will be assessed at a rate not greater than $2.50 per lineal foot, and,

WHEREAS, the Board of Public Works has caused to be included in said project sidewalks as set forth above which will be eligible for Federal participation.

NOW, THEREFORE, BE IT RESOLVED that the Board of Public Works will contract with the Indiana State Highway Commission and the Federal Highway Administration for the construction of sidewalks as part of this major improvement known as Tillman Road - M-F 864(1), and that part of the cost thereof, not to exceed $2.50 per front foot shall be assessed by this Resolution to the abutting property owners, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all acts amendatory thereto and supplemental thereof,

Assessments, if deferred, are to be paid in ten equal installments, with interest at the rate of six per cent per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bonds, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such monies as shall have been actually received by the City for the assessments for such improvement, or such monies as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefore, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

ADOPTED this 20 day of March, 1978.

BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA
Henry P. Wehrenberg
Ethel H. LaMar
May G. Scott

Attest:
Ursula Miller
Clerk of the Board

65-263-21 H.I. 3/15/78

AGREEMENT

FAIRFIELD-EWING-WELLS STREET BRIDGE PROJECT

This Agreement made this 28th day of February, 1978, by and between the Allen County Board of Commissioners, hereinafter referred to as County, and the Board of Public Works of the City of Fort Wayne, hereinafter referred to as City.

Whereas, City and County are desirous of constructing a new bridge across the St. Marys River in alignment with existing Fairfield, Ewing, Superior Intersection and the north bridge approach connecting into Wells Street in the vicinity of Commerce Street.

And, whereas, said proposed improvement includes street pavement, approaches with curbs, storm drainage, sidewalks and street lights, all in accordance with plans prepared by Butler, Fairman & Seufert, Inc., consulting engineers from Indianapolis, Indiana.

And, whereas, the City will provide all necessary right-of-way to complete construction of this project.

And, whereas, City and County agree to share in the cost of said project in accordance with the following:

(1) The construction cost participation and construction engineering cost participation shall be County - 70.0%, City - 30.0%. This project construction cost and construction engineering cost participation shall apply to the total project cost, at date of acceptance of the project.

(2) Any Change Orders to said bridge plans prepared by Butler, Fairman & Seufert shall be approved both by City and County prior to proceeding.

In witness whereof, parties hereto have executed this agreement on the day and year first written above.

*ALLEN COUNTY BOARD OF COMMISSIONERS

Richard Ellenwood
Richard Ellenwood

Vance Amstutz
Vance Amstutz

Jack Dunifon

ATTEST:
Joan D Ubelhoer
Joan Ubelhoer, Allen County Auditor

*This Agreement signed by the Allen County Board of Commissioners subject to funding approval by the Allen County Council and all other necessary governmental agencies.

FORT WAYNE BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel V. LaMar
Ethel LaMar, Member

Max G Scott
Max G Scott, Member

ATTEST:
Ursula Miller
Ursula Miller, Secretary & Clerk

Robert E Armstrong
Robert E. Armstrong, Mayor
City of Fort Wayne

65-251-5 H.I. 3/6/78 29

THIS FORM HAS BEEN APPROVED BY THE INDIANA STATE BAR ASSOCIATION FOR USE BY LAWYERS ONLY. THE SELECTION OF A FORM OF INSTRUMENT, FILLING IN BLANK SPACES, STRIKING OUT PROVISIONS AND INSERTION OF SPECIAL CLAUSES, CONSTITUTES THE PRACTICE OF LAW AND SHOULD BE DONE BY A LAWYER.

One Main St.
9th Floor
City County
22

78- 5802

QUIT-CLAIM DEED

This indenture witnesseth that Neighborhood Care, Inc., a quasi-Indiana Not-for-profit Corporation.

MAR -7 11:20
COUNTY RECORDER

of Allen *County in the State of* Indiana

Releases and quit claims to The City of Fort Wayne, Indiana

of Allen *County in the State of* Indiana
for and in consideration of One ($1.00) Dollar and other good and valuable consideration *the receipt whereof is hereby acknowledged, the following Real Estate in* Allen *County in the State of Indiana, to wit:*

1) Lot No. 13 in Chute's Homestead Addition to the City of Fort Wayne, Indiana; according to the recorded plat thereof,

2) Lot No. 82 in Kryder's Addition, Extended, to the City of Fort Wayne, Indiana, according to the recorded plat thereof;

The purpose of this deed is to place the above described real estate under the jurisdiction of the Board of Public Works of grantee - City of Fort Wayne, Indiana.

Grantor warrants and states that no Indiana Gross Income Tax is due or payable as a result of this conveyance.

DULY ENTERED FOR TAXATION
MAR - 7 1978
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

State of Indiana, Allen **County, ss:**

Before me, the undersigned, a Notary Public in and for said County and State, this 2nd *day of* March *19*78 *personally appeared:*

Ethel E. Watson and __________, the Exec. V.P./Mgng. Dir. and Secretary, respectively of Neighborhood Care, Inc., being duly authorized so to do,

And acknowledged the execution of the foregoing deed. In witness whereof, I have hereunto subscribed my name and affixed my official seal. My commission expires December 20, *19*81

Etta J. Gray
ELLA J GRAY *Notary Public*

Dated this 2nd **Day of** March **19**78

Neighborhood Care, Inc. ~~Seal~~ XXX

by: Ethel E. Watson ~~Seal~~ XXX
Ethel E. Watson

Exec. V.P./Managing Director ~~Seal~~ XXX

Attest: *Seal*

Assistant Secretary ~~Seal~~ XXX

Seal

INSTRUMENT 98

This instrument prepared by Paul W. Philips *, Attorney at Law*

Board of Works
MAIL TO: Bof

PRINTED BY THE ALLEN COUNTY INDIANA BAR ASSOCIATION

65-263-17 H.I
3/15/78

QUIT-CLAIM DEED

THIS INDENTURE WITNESSETH that THE CITY OF FORT WAYNE, an Indiana municipal corporation, of Allen County in the State of Indiana,

RELEASES AND QUIT CLAIMS to THE BOARD OF PARK COMMISSIONERS OF THE CITY OF FORT WAYNE, INDIANA, of Allen County in the State of Indiana, for and in consideration of One Dollar ($1.00) and Other Good and Valuable Considerations, the receipt whereof is hereby acknowledged, the following Real Estate in Allen County in the State of Indiana, to-wit:

> Commencing at the intersection of the North and South center line of Section 1, Township 30 North, Range 12 East, with the North line of the Wabash and Erie Canal; thence North on said center line 130 feet, more or less, to the South bank of the Maumee River; thence Westerly along the South bank of said River to a point where the East line of Harmer Street extended would intersect the same; thence South on said East line of Harmer Street extended to the North line of the Wabash and Erie Canal; thence Easterly along the North line of said Canal to the place of beginning.
>
> ALSO: 110 feet off the west side of Lot 8 Commissioners Subdivision of that part of the East 1/2, Section 1, Township 30 North, Range 12 East, lying between the Wabash and Erie Canal and the Maumee River as per plat recorded in Circuit Order Book 5, page 335 of the Circuit Court of said County and more particularly described as follows: Commencing at the South West corner of said lot; thence East on the South line thereof 110 feet; thence North parallel with the West line of said lot 298 feet; more or less to the North line of said lot; thence Westerly along the North line of said lot to the North West corner thereof; thence South on the West line of said lot to the place of beginning; said tract also described as lot "A" J. B. White's 5th Addition to the City of Fort Wayne, as per plat recorded in Deed Record 79, page 145, in the Recorder's Office of said County.

ALSO: Lots Number 12, 13, 14, 15, 16, 17, 18, 19, 20 in White's 5th Addition to the City of Fort Wayne, in Allen County, Indiana.

ALSO: Lot Number 21 in White's 5th Addition to the City of Fort Wayne, in Allen County, Indiana, except that part of said lot 21 that lies within the following description: Part of Lots Numbered 21, 22, 23 and 24 in White's Fifth Addition, as recorded in Deed Record 79, page 145 in the Office of the Recorder of Allen County, Indiana, more particularly described as follows: Beginning at the intersection of the northerly right of way line of Cochran Street and the west right of way line of Coombs Street; thence westerly along the northerly right of way line of Cochran Street, a distance of 137.5 feet; thence northerly and parallel to the west right of way line of Coombs Street, a distance of 137.5 feet to the southerly water's edge of Maumee River; thence northeasterly along the southerly water's edge of the Maumee River, a distance of 155.5 feet to the west right of way line of Coombs Street; thence South along said line, a distance of 204.4 feet to the point of beginning.

DATED this 15 day of March, 1978.

THE CITY OF FORT WAYNE, an
Indiana municipal corporation,

By Henry P. Wehrenberg
(Henry P. Wehrenberg)
Chairman, Board of Public Works

By Robert E Armstrong
(Robert E. Armstrong)
Mayor, City of Fort Wayne

By Max G. Scott
(Max G. Scott)
Member, Board of Public Works

By Charles W. Westerman
(Charles W. Westerman)
City Clerk, City of Fort Wayne

By Ethel H. LaMar
(Ethel H. LaMar)
Member, Board of Public Works

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, this 15 day of March, 1978, personally appeared THE CITY OF FORT WAYNE, an Indiana municipal corporation, by Henry P. Wehrenberg, Max G. Scott, and Ethel H. LaMar, its Chairman and members of the Board of Public Works, respectively; Robert E. Armstrong and Charles W. Westerman, its Mayor and City Clerk, respectively, and acknowledged the execution of the foregoing Deed.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal.

Anne J. Fox
Notary Public

County of Residence: Allen

My Commission Expires:
3/6/80

THIS INSTRUMENT PREPARED BY KENNETH L. SCROGHAM, ATTORNEY AT LAW.

HOUSE MEMORANDUM

To Ursala Miller
Date 3/13/78
From Robert C. Arnold, Superintendent of Parks and Recreation
Subject Attached deed for property at Coombs and Cochran Streets

Copies to:

Please execute the following transfer of property from the Board of Works to the Board of Park Commissioners at your earliest convenience. Work on developing the property into a park will begin as soon as the weather breaks. Thank you for your assistance.

65-263-17 3/15/78

30

65-242-4 1

2/23

78- 8922

S-45-78
3/28/78

A G R E E M E N T
F O R
S E W E R   E X T E N S I O N

THIS AGREEMENT, made in triplicate this 23 day of February, 1978 by and between ROBERTS DEVELOPMENT CORP, hereinafter referred to as "Developer," and the CITY OF FORT WAYNE, INDIANA, an Indiana Municipal Corporation, hereinafter referred to as "City,"

WITNESSETH:

WHEREAS, the Developer desires to construct a sanitary sewer described as follows;

> MAIN LINE: Commencing at an existing sanitary sewer manhole located 17±LF East of and 9±LF South of the Southwest corner of Lot #42 of Curdes Homewood Acres Addition; thence West 172±LF parallel with Columbia Avenue to a proposed cleanout located 54±LF West of and 9±LF South of the Southeast corner of Curdes Homewood Acres Addition.
> LATERAL #1: Commencing at a proposed manhole on the main line located 4±LF West of and 9±LF South of the Southwestern corner of Lot #38 of Curdes Homewood Acres Addition; thence North 100±LF terminating at a proposed bulkhead.

ALLEN COUNTY RECORDER
June E. Eckert

in accordance with plans, specifications and profiles heretofore submitted to the City and now on file in the office of the Chief Water Pollution Control Engineer and known as Sanitary Sewer Board Order #155-75 and #178-77, which plans, specifications, profiles are by reference incorporated herein and made a part hereof, which sewer will serve not only land in which the Developer has an interest, but also adjoining land areas.

WHEREAS, the cost of construction of said sewer is represented to be $7,495.25 composed of $6,497.25 for construction costs; $998.00 for engineering services, and -0- for legal fees.

NOW, THEREFORE, in consideration of the foregoing and the mutual convenants and agreements hereinafter set forth, the parties hereto agree as follows:

DULY ENTERED FOR TAXATION
APR - 6 1978
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

INSTRUMENT L 1236

Jeff 7061

1. CONSTRUCTION OF SEWER

The Developer shall cause said sewer to be constructed and located in accordance with said plans, specifications, and profiles, all approved by the City, under private contract to be let within sixty (60) days after requisite City approval. All work and materials shall be subject to inspection by City and the right of City to halt construction if there shall be non-compliance therewith. Said sewer shall not be deemed permanently connected into the sewer system of City until final acceptance by City. Upon completion, said sewer shall become the property of City and City shall accept sewage therefrom, subject to such sewage service charges as may now or hereafter be regularly established by City, and all further maintenance thereafter shall be borne by City.

2. COST OF CONSTRUCTION

The Developer agrees to pay the entire cost and expense of construction of said sewer, in cash, including engineering and inspection fees, and to hold the City harmless from any liability for claims connected therewith.

3. AREA OF DEVELOPER

Said sewer when accepted by the City will serve the following described real estate of Curdes Homewood Addition;

Lot #38 as shown on attached drawing, marked Exhibit "A".

As the Developer will pay for the cost of construction of said sewer as it pertains to the above described area, no charge or assessment is made by this Agreement against the above described real estate for the construction of said sewer, or the use thereof, by the present or future owners of said real estate, except only as to such standard tap-in and inspection fees as are customarily charged by the City for connections to City sewer mains.

4. CHARGE AGAINST EXCESS AREA

Said sewer, when constructed, will also serve the additional or excess area as shown on attached Exhibit "A".

In the event any present or future owner of said described excess area shall at any time within fifteen (15) years after the date of this contract desire to use said sewer or any extension thereof, whether by direct tap or through the extension or connection of lateral or local lines to service such land; City, through its duly constituted authorities, before permitting such use, shall require by contract or assessment, as may be appropriate, that such owner or owners of said excess area pay to City in addition to the cost of standard tap-in and inspection fees, the sum of $ .1032372297 per square foot for the area served by each such connection and use, which represents the pro rata share of the cost of the extension of City sewer to said excess area. Exhibit "A", showing properties in excess area subject to charge for construction and use of sewer as of this date is attached.

The amount so collected by the City shall be paid by City within sixty (60) days of the receipt thereof by City to Developer.

An area connection charge of $300 per acre shall be paid to City by the individual property owners at the time of connection. This area connection charge is in addition to the local charge as set forth in this agreement, and represents the oversizing cost expended by City for sewer lines in Pierson Ditch Interceptor.

5. BOND

This contract is subject to Developer furnishing a satisfactory bond guaranteeing said sewer against defects for a period of one (1) year from the date of final acceptance of said sewer by the City.

6. LIMITATION ON USE

Said sewer shall be constructed for disposal of sanitary sewage only and neither the parties hereto, their successors, or assigns, or any future owner of any land services by said sewer, shall at any time discharge or permit to be discharged or to flow into said sanitary sewer, any water runoff caused by natural precipitation or anything other than sanitary sewage or contaminated waste.

7. GOVERNING STATUTE

It is the intention of the parties hereto to utilize and take advantage of and apply to this Agreement the provisions of Chapter 128 of the 1967 Acts of the State of Indiana, I.C. 19-2-7-16, I.C. 19-2-7-17, I.C. 19-2-7-18, the provisions of which Statute shall govern with respect to any matters not specifically outlined herein.

8. COUNCILMANIC APPROVAL

It is understood and agreed that this contract is in all respects subject to approval by the Common Council of City, by duly adopted Ordinance, and if such Ordinance is not adopted within a period of ninety (90) days after execution thereof, this contract shall be null and void and of no further force and effect.

IN WITNESS WHEREOF, the parties have subscribed to this Agreement the day and year first above written.

DEVELOPER:
ROBERTS DEVELOPMENT CORPORATION

Daniel L Roberts
By Daniel L. Roberts, President

ATTEST:

Cynthia K. Oldsen
Corporate Assistant Secretary
Cynthia K. Oldsen

CITY OF FORT WAYNE, INDIANA

Robert E. Armstrong
(Robert E. Armstrong) Mayor

BOARD OF PUBLIC WORKS

By Henry P. Wehrenberg
(Henry P. Wehrenberg)

By Ethel W. LaMar
(Ethel H. LaMar)

By Max G Scott
(Max G Scott)

ATTEST:

(Clerk)

Approved as to form and legality

Associate City Attorney

STATE OF INDIANA, COUNTY OF ALLEN SS:

Before me, the undersigned, a Notary Public in and for said county and state, personally appeared Daniel L. Roberts, President, and Cynthia K. Oldsen, Corporate Assistant Secretary, of Roberts Development Corporation, who acknowledged the execution of the foregoing agreement for sewer extension for and on behalf of said corporation.

WITNESS my hand and notarial seal, this 10th day of February, 1978.

Helen I. Woodring
Helen I. Woodring, Notary Public
Resident of Allen County, Indiana

My Commission Expires:

Feb. 26, 1980

STATE OF INDIANA, COUNTY OF ALLEN, SS:

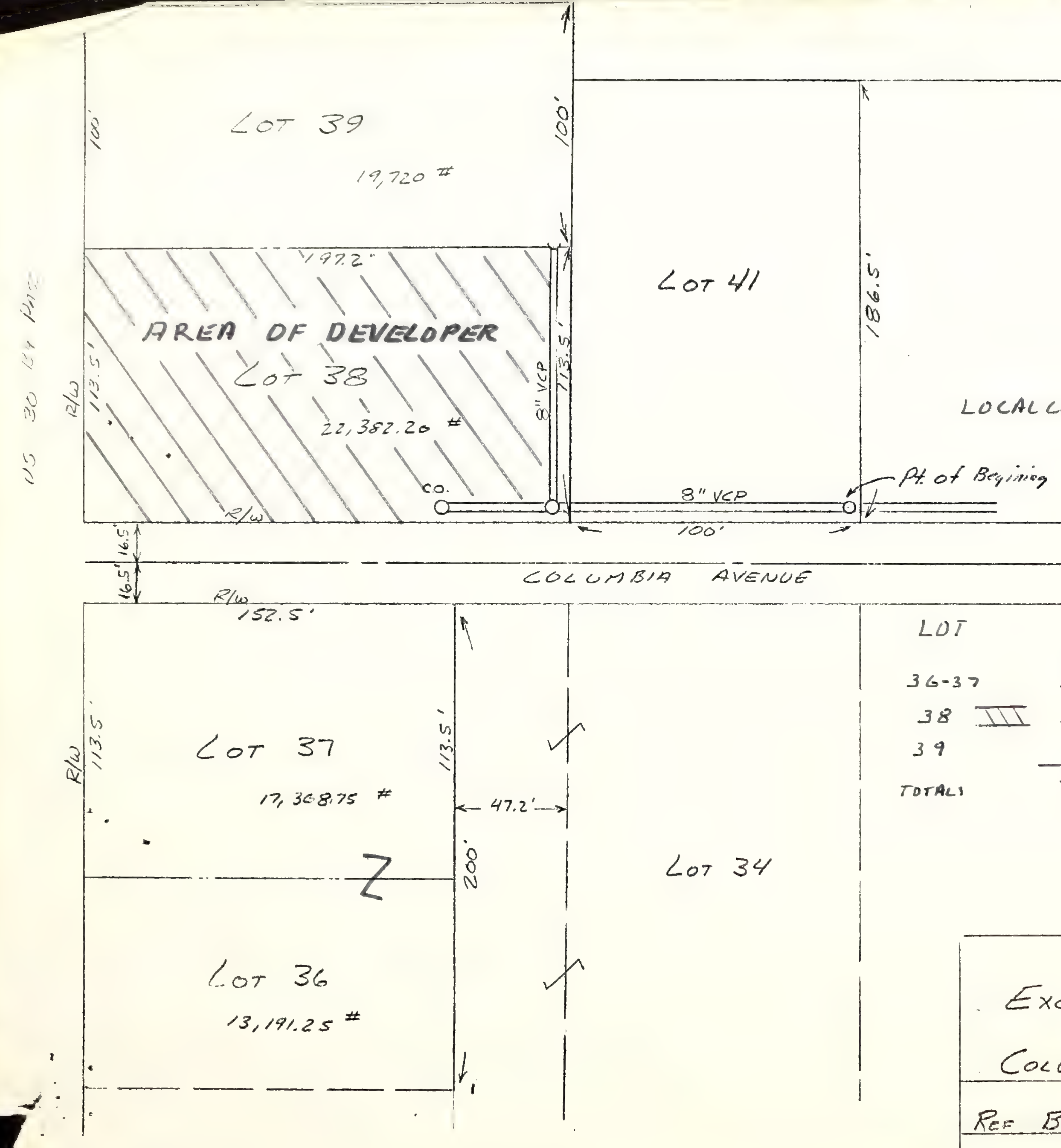
Before me, the undersigned, a Notary Public in and for said county and state, personally appeared Members of the Board of Public Works of the City of Fort Wayne, Indiana, who acknowledge the execution of the foregoing agreement for sewer extension, as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 23 day of February, 1978.

Anne J. Fox
ANNE J. Fox Notary Public
Resident of Allen County, Indiana

3/6/80 Commission expires

Prepared by Philip R. Boller.


US 30 BY PASS
R/W
Lot 39
19,720 #
100'
100'
197.2"
AREA OF DEVELOPER
Lot 38
22,382.20 #
113.5'
113.5'
8" VCP
8" VCP
CO.
R/W
Pt. of Begining
Lot 41
186.5'
100'
16.5'
16.5'
COLUMBIA AVENUE
R/W
152.5'
113.5'
113.5'
Lot 37
17,308.75 #
47.2'
200'
Lot 36
13,191.25 #
Lot 34

Lot	36	13,191.25
Lot	37	17,308.75
Lot	38	22,382.20
Lot	39	19,720.00
		72,602 20 SF

$$\text{LOCAL COST} = \frac{\text{TOTAL COST}}{\text{TOTAL BENIFITED AREA}} = \frac{7495.25}{72602.2\text{SF}} = 0.1032372297\ \$/\text{SF}$$

$$\text{CITY CONNECTION CHARGES} = \frac{300.00\text{ PER ACRE}}{43560\text{ SF PER ACRE}} = 0.006887053\ \$/\text{SF}$$

LOT	S.F.	LOCAL COST DUE DEVELOPER	AREA CONNECTION DUE CITY	TOTAL	
36-37	30500	3,148.74	210.06	3,358.8	
38 ▨	22382.2	2,310.68	154.15	2,464.83	AREA OF DEVELOPE
39	19720.0	2,035.83	135.81	2,171.64	
TOTALS	72602.2	7,495.25	500.02	7,995.27	

EXCESS AREA MAP
COLUMBIA AVENUE
REF BOARD ORDER # 155-75 # 178-77
SCALE 1" = 60' | Aug. 1977

EXHIBIT "A"

65-242-3 H.I.
2/23/78

78- 8921

5-44-78
3/28/78

A G R E E M E N T
F O R
S E W E R   E X T E N S I O N

THIS AGREEMENT made in triplicate this 23 day of February, 1978, by and between WOODMONT REALTY, INC., hereinafter referred to as "Developer" and the CITY OF FORT WAYNE, INDIANA, an Indiana Municipal Corporation, hereinafter referred to as "City", WITNESSETH:

WHEREAS, the Developer desires to construct a sanitary sewer described as follows:

WOODMONT - SECTION 4

Line A - Beginning at an existing manhole #1 over an existing 10" sanitary sewer, said manhole being situated approximately 15 feet West of the Southwest corner of Lot #58 in WOODMONT, SECTION 4, and 5 (plus or minus) feet North of the South property line of said Lot #58; thence Easterly, along the south property line of said Lots #58 and #59, a distance of 378 feet to proposed manhole #2, lying in the Southeast corner of Lot #57 in WOODMONT, SECTION 4; thence Northeasterly, 215 feet to proposed manhole #3, said manhole being situated 30 (plus or minus) feet North of the centerline of Hickory Tree Road and 25 (plus or minus) feet West of the centerline of Hickory Tree Court; thence Northerly, 340 feet terminating at a proposed manhole #4, said manhole being situated on the corner of Lots #70 and #69 in WOODMONT, SECTION 4, and the right-of-way of said Hickory Tree Court.

APR -6 PM 1:53
ALLEN COUNTY RECORDER
June E. Lehrke

Line B - Beginning at an existing manhole #1 over an existing 10" sanitary sewer, said manhole being situated approximately 15 feet West of the rear common corner of said Lot #59 and said Lot #58 in WOODMONT, SECTION 4, and 5 (plus or minus) feet North of the South property line of said Lot #58; thence Northeasterly, 255 feet to proposed manhole #6, said manhole being situated within the right-of-way of Hickory Tree Road at the Northeast corner of said Lot #59; thence Northwesterly, 305 feet to proposed manhole #7, said manhole being situated within the right-of-way of said Hickory Tree Road and 30 (plus or minus) feet South of the Northeast corner of Lot #61 in WOODMONT, SECTION 4; thence Northerly along the West right-of-way of said Hickory Tree Road, 400 feet to proposed manhole #8, said manhole lying outside the limits of WOODMONT, SECTION 4; thence Northerly, 165 feet to proposed manhole #9; thence Northerly, 315 feet terminating at a proposed manhole #10, said manhole being situated 20 (plus or minus) feet South and 20 (plus or minus) feet West of the centerline intersection of Hickory Tree Road and Oak Tree Road in WOODMONT, SECTION 3.

DULY ENTERED FOR TAXATION
APR - 6 1978
#f 7061
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

INSTRUMENT 1237

Line C - Beginning at proposed manhole #3, said manhole being situated 30 (plus or minus) feet North of the centerline of Hickory Tree Road and 25 (plus or minus) feet West of the centerline of Hickory Tree Court in WOODMONT, SECTION 4; thence Southeasterly, 180 feet terminating at a proposed cleanout #1, said cleanout being situated within the right-of-way of said Hickory Tree Road and lying 30 (plus or minus) feet Southeast of the Northwest corner of Lot #74 in WOODMONT, SECTION 4.

Line D - Beginning at proposed manhole #2, said manhole being situated in the Southeast corner of Lot #57 in WOODMONT, SECTION 4; thence Southerly along the West property line of Lots #56, #55 and #54, a distance of 230 feet terminating at a proposed manhole #5, said manhole being situated 60 (plus or minus) feet North of the Southwest corner of Lot #54 in WOODMONT, SECTION 4.

WOODMONT - SECTION 3

Line A - Beginning at a proposed manhole #10, said manhole being situated 20 (plus or minus) feet South and 20 (plus or minus) feet West of the centerline intersection of Hickory Tree Road and Oak Tree Road in WOODMONT, SECTION 3; thence Northerly along the west right-of-way of said Hickory Tree Road, 400 feet to proposed manhole #11; thence Northerly, 200 feet to proposed manhole #12, said manhole being situated 30 (plus or minus) feet West and 20 (plus or minus) feet South of the centerline intersection of Hickory Tree Road and Rollingwood Lane; thence Northerly along the west right-of-way of said Hickory Tree Road, 280 feet to proposed manhole #13; thence Northerly along the West right-of-way of said Hickory Tree Road, 400 feet terminating at a proposed manhole #14, said manhole being situated within the right-of-way of said Hickory Tree Road and lying 40 (plus or minus) feet South of the Northeast corner of Lot #50 in WOODMONT, SECTION 4.

Line B - Beginning at a proposed manhole #12, said manhole being situated 30 (plus or minus) feet West and 20 (plus or minus) feet South of the centerline intersection of Hickory Tree Road and Rollingwood Lane; thence Southwesterly along the South right-of-way of Rollingwood Lane, 250 feet to proposed manhole #15; thence Westerly along the South right-of-way of Rollingwood Lane, 200 feet terminating at a proposed manhole #16, said manhole being situated within the right-of-way of Rollingwood Lane and lying 40 (plus or minus) feet East of the Northwest corner of Lot #43 in WOODMONT, SECTION 4.

All sewers consist of 4510 ± L.F. of 8-inch and 10-inch

A.C.P. in accordance with plans, specifications and profiles heretofore submitted to the City and now on file in the Office of the Chief Water Pollution Control Engineer of the City Utilities of the City, and known as WOODMONT, SECTION 4 and WOODMONT, SECTION 3, which plans, specifications and profiles are by reference incorporated herein and made a part hereof, which sewer will serve not only land in which the Developer has an interest, but also adjoining land areas.

WHEREAS, the entire cost of construction of said sewer is to be paid for by the Developer.

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties hereto agree as follows:

1. CONSTRUCTION OF SEWER.

The Developer shall cause said sewer to be constructed and located in accordance with said plans, specifications, and profiles, all approved by the City, under private contract to be let within sixty (60) days after requisite City approval. All work and materials shall be subject to inspection by City and the right of City to halt construction if there shall be noncompliance therewith. Said sewer shall not be deemed permanently connected into the sewer system of City until final acceptance by City. Upon completion, said sewer shall become the property of City and City shall accept sewage therefrom, subject to such sewage service charges as may now or hereafter be regularly established by City, and all further maintenance thereafter shall be borne by City.

2. COST OF CONSTRUCTION.

The Developer agrees to pay the entire cost and expense of construction of said sewer, in cash, including engineering and City inspection fees, and to hold the City harmless from any liability for claims connected therewith.

3. AREA OF DEVELOPER.

Said sewer, when accepted by the City will serve the following described real estate, to be platted as WOODMONT, SECTION 4 AND WOODMONT, SECTION 3.

WOODMONT - SECTION 4

Part of the Fractional Southeast Quarter of Section 32, together with part of the West Half of the Fractional Southwest Quarter of Section 33, all in Township 32 North, Range 12 East, Allen County, Indiana, and all being more particularly described as follows, to wit:

Beginning at the point of intersection of the South line of the Fractional Southwest Quarter of said Section 33 with the West right-of-way line of the New York Central Railroad (formerly the Fort Wayne, Jackson and Saginaw Railroad); thence S 89°-31' W, on and along said South line, being also the centerline of Dupont Road, a distance of 449.3 feet; thence N 00°-02' E, a distance of 330.0 feet; thence S 89°-31' W and parallel to said South line, a distance of 503.4 feet to the Southeast corner of Lot #27 in WOODMONT, SECTION 2 as recorded in Plat Book 38, Pages 117 and 119 in the Office of the Recorder of Allen County, Indiana; thence N 08°-00' W, on and along the East lines of Lots #27, #28 and #29 in said WOODMONT, SECTION 2, a distance of 580.0 feet to the Southeast corner of Lot #30 in said WOODMONT, SECTION 2; thence N 00°-00' W, on and along the East line of said Lot #30, a distance of 115.0 feet; thence S 88°-00' E, a distance of 228.8 feet; thence S 02°-00' W, a distance of 44.15 feet to the point of curvature of a regular curve to the left having a radius of 641.01 feet; thence Southerly, on and along the arc of said curve, a distance of 45.0 feet (the chord of which bears S 00°-01' E for a length of 44.99 feet); thence N 86°-00' E, a distance of 200.0 feet; thence N 62°-04' E, a distance of 95.3 feet; thence N 54°-00' E, a distance of 80.0 feet; thence N 84°-00' E, a distance of 175.0 feet; thence S 77°-30' E, a distance of 200.0 feet; thence N 89°-31' E and parallel to the South line of said Fractional Southwest Quarter, a distance of 76.3 feet to the West right-of-way line of said New York Central Railroad; thence S 00°-41'-30" E, on and along said West right-of-way line, a distance of 995.55 feet to the point of beginning, containing 18.484 acres of land, subject to legal right-of-way for Dupont Road.

WOODMONT - SECTION 3

Part of the West Half of the Fractional Southwest Quarter of Section 33, together with part of the East 17 acres of the South Half of the Northeast Quarter of Section 32, together with part of the East 17 acres of the North Half of the Southeast Quarter of Section 32, all in Township 32 North, Range 12 East, Allen County, Indiana, and all being more particularly described as follows, to wit:

Beginning at the Southeast corner of the Northeast Quarter of said Section 32; thence N 00°-31'-30" W, on and along the East line of said Northeast Quarter, a distance of 329.74 feet; thence S 88°-31'-30" W, a distance of 569.9 feet to the West line of the East 17 acres of the South Half of said Northeast Quarter; thence S 00°-29'-30" E, on and along said West line, a distance of 328.18 feet to the Southwest corner of said East 17 acres; thence S 00°-33' E, on and along the West line of the East 17 acres of the North Half of said Southeast Quarter, a distance of 769.9 feet to the Northwest corner of Lot #35 in WOODMONT, SECTION 2 as recorded in Plat Book 38, Page 117 to 119 in the Office of the Recorder of Allen County, Indiana; thence N 89°-24' E, on and along the North line of said Lot #35, a distance of 155.0 feet to the most Westerly corner of Lot #34 in said WOODMONT, SECTION 2; thence N 60°-00' E, on and along the Northwesterly line of said Lot #34, a distance of 230.0 feet to the most Northerly corner of said Lot #34; thence S 28°-45' E, on and along the Northeasterly line of said Lot #34, a distance of 250.3 feet to the Easterly terminus of the Northerly right-of-way line of Oak Tree Road as platted in said WOODMONT, SECTION 2; thence S 09°-29' E, a distance of 60.0 feet to the Easterly terminus of the Southerly right-of-way line of said Oak Tree Road; thence N 80°-31' E, a distance of 182.46 feet; thence N 06°-29' W, a distance of 368.73 feet to the point of curvature of a regular curve to the left having a radius of 319.33 feet; thence Northwesterly on and along the arc of said curve, a distance of 209.0 feet (the chord of which bears N 25°-14' W, for a length of 205.29 feet) to the point of tangency; thence N 43°-59' W and tangent to said curve, a distance of 125.0 feet to the point of curvature of a regular curve to the right having a radius of 248.67 feet; thence Northwesterly, on and along the arc of said curve, a distance of 162.56 feet (the chord of which bears N 30°-37'-30" W, for a length of 161.09 feet); thence N 67°-56' E, a distance of 211.0 feet; thence N 00°-21'-30" W, a distance of 55.0 feet to the point of beginning, containing 14.393 acres of land.

As the Developer will pay for the cost of construction of said sewer as it pertains to the above described area, no charge or assessment is made by this Agreement against the above described real estate for the construction of said sewer by the present or future owners of said real estate except only as to such standard tap-in, inspection fees and monthly sewage treatment charges as are customarily charged by the City for connections to City sewer mains and treatment of sewage therefrom.

4. CHARGE AGAINST AREA.

An area connection charge of $475.00 per acre must be paid to the City at the time of connection. This area connection charge represents the oversizing cost expended by the City for the sanitary sewer, St. Joe Interceptor, that provides service to WOODMONT, SECTION 4, and WOODMONT, SECTION 3.

5. BOND

This contract is subject to Developer furnishing a satisfactory Performance and Guaranty Bond for the value of the sewer which shall guarantee said sewer against defects for a period of one (1) year from the date of final acceptance of said sewer by the City.

6. LIMITATION ON USE.

Said sewer shall be constructed for disposal of sanitary sewage only, and neither the parties hereto, their successors, or assigns or any future owner of any land serviced by said sewer, shall at any time discharge or permit to be discharged or to flow into said sanitary sewer, any water runoff caused by natural precipitation or anything other than sanitary sewage or contaminated waste.

7. WAIVER OF RIGHT TO REMONSTRATE AGAINST ANNEXATION.

The Developer, for himself, his successors in title and assigns, waives and releases any and all rights which it may now or hereafter have to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by City of any territory now or hereafter owned by him, as described in Article 3 herein, or hereafter served by said sewer or any extension thereof.

In further consideration and to induce City to execute and ratify this contract, said Developer, for himself, his successors and assigns, agrees by this contract to vest in City the permanent right at its discretion to annex to the City of Fort Wayne at any future time by duly authorized ordinance the said real estate described in Article 3 herein.

Developer further agrees that any deeds, contracts, or other instruments of conveyance made by the Developer, its successors or assigns, transferring or conveying any interest or title in and to any of the real estate described in Article 3 herein, shall contain the waiver and release provisions contained in the article, which provisions shall run with the land and the acceptance of the delivery of any such instrument from the Developer, his successors and assigns by any grantee, vendee, or contract purchaser, shall be made subject to the terms of this Agreement and shall constitute an acceptance of the foregoing provisions by said grantee, vendee, or contract purchaser and their successors in title.

The Developer further agrees to record an executed copy of this contract in the Allen County Recorder's Office within ten (10) days of its adoption and approval by the Common Council of City as hereinafter provided.

Any owner or owners of land which is now, or hereafter located outside the corporate limits of City who connect into the sewer constructed hereunder shall be deemed to thereby waive his, her, their, or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by City of such land or of the territory in which it is located or of the area served by said sewer.

8. GOVERNING STATUTE.

It is the intention of the parties hereto to utilize and take advantage of and apply to this Agreement the provisions of Sections 16, 17 and 18 of Chapter 128 of the Acts of 1967 of the State of Indiana (I.C. 19-2-7-16, I.C. 19-2-7-17, and I.C. 19-2-7-18), the provisions of which Sections shall govern with respect to any matters not specifically outlined herein.

9. COUNCILMANIC APPROVAL.

It is understood and agreed that this contract is in all respects subject to approval by the Common Council of City, by duly adopted Ordinance, and if such Ordinance is not adopted within a period of ninety (90) days after execution thereof, this contract shall be null and void and of no further force and effect.

IN WITNESS WHEREOF, the parties have subscribed to this Agreement the day and year first above written.

ATTEST:

By: Dwight Graber
Corporate Secretary

WOODMONT REALTY, INC.

By:
Robert L. Meister, President
"DEVELOPER"

CITY OF FORT WAYNE, INDIANA

By: Robert E. Armstrong
Robert Armstrong, Mayor

BOARD OF PUBLIC WORKS

By: Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

By: Ethel H. LaMar
Ethel H. LaMar, Member

By: Max F. Scott
Max F. Scott, Member

ATTEST:

Clerk

Approved as to form and legality:

Associate City Attorney

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Robert L. Meister of WOODMONT REALTY, INC., who acknowledged the execution of the foregoing agreement for sewer extension as and for his voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 10 day of February, 1978.

Edna Jean McGarity
Edna Jean McGarity ,Notary Public

Resident of Allen County

My Commission Expires:
Sept. 10, 1979

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Robert Armstrong, Mayor; Henry P. Wehrenberg, Chairman of the Board of Public Works; Ethel H. LaMar and Max G. Scott, Members of the Board of Public Works, who acknowledged the execution of the foregoing agreement for sewer extension, as and for their voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 23 day of February, 1978.

Anne J. Fox
ANNE J. FOX ,Notary Public

Resident of Allen County

My Commission Expires:
3/6/80

This instrument prepared by: William N. Salin, City Attorney ~~Phil Boller~~, ~~Chief Water Pollution Control~~, City of Fort Wayne, Allen County, Indiana.

65-241-1

STREET LIGHTING RESOLUTION NO. 130-78

Northwest Central Neighborhood Phase II Impact Area

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is deemed necessary to light the North Central Neighborhood Phase II Impact Area, more specifically i fied as High Street from Barthold Street to Sherman Boulevard, Third Street from Barthold Street to Sherman Boulevard, Fourth Street from Barthold Street to Sherman Boulevard, Wefel Street High Street to the second alley north of High Street and Andre Street from Fourth Street to Spring Street, all in accordance the detailed drawings and specifications on file in the Office the Department of Public Works of said City; and such lighting now ordered.

The total cost of said lighting shall be paid with monies from the Community Development Block Grant as provided for in Title I of the 1974 Housing and Community Development Act.

Adopted, this 22 day of February, 1978.

BOARD OF PUBLIC WORKS

Henry P. Wehrenberg

Ethel W. LaMar

May G. Scott

Attest:

Ursula Miller

Clerk

34

65-233-10

Form 1929

Improvement Resolution

FOR STREET ~~OR ALLEY~~

No. 5797-1978

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA

That it is deemed necessary to improve Jefferson Street from Garden Street to Harmar Street, Maumee Avenue from Harmar Street to Glasgow Avenue, Washington Boulevard from Thieme Drive to Harmar Street. The improvement will consist of reconstruction of existing curbs, sidewalks, storm sewers, and street pavement by resurfacing.

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid jointly from the City of Fort Wayne's Arterial Road and Street Account Fund and Indiana State Highway Commission Fund.

Adopted, this 15 *day of* February, 1978

BOARD OF PUBLIC WORKS:

Henry P. Wehrenberg

Mary G. Scott

ATTEST:

Clerk of the Board

6 CALHOUN PRESS

35

65-233-9 H.I. 2/15/78

Form 1929

Improvement Resolution

FOR STREET OR ALLEY

No. 5794-1978

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve the surface and street drainage along the west side of West Main Street including street resurfacing all within the 2200 block of West Main Street.

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid by the City of Fort Wayne.

Adopted, this 15th *day of* February, 1978

BOARD OF PUBLIC WORKS:
Henry P. Vehrenberg
Ethel H. La Mar
May G. Scott

CALHOUN PRESS

65-225-3 H. 2/2/78

THE CITY OF FORT WAYNE
CITY-COUNTY BUILDING • ONE MAIN STREET • FORT WAYNE, INDIANA 46802
board of public works

February 1, 1978

Mr. Gregg Sult
3430 River Forest Ave.
Fort Wayne, Indiana 46805

Subject: Consulting Services for Claims Program of City Utilities

Dear Mr. Sult:

Please accept this as our agreement with you for consulting services with the City of Fort Wayne for the calendar year of 1978.

It is understood that the City of Fort Wayne will be billed monthly for services rendered at $9.00 per hour, but not to exceed $9,000.00 in said calendar year.

If you find this acceptable, please acknowledge in the space provided below and return a copy to the Board of Public Works.

Yours truly,

BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H. LaMar, Member

Max G Scott
Max G Scott, Member

Accepted by: Greg Sult
Greg Sult, Consultant

Date: Feb. 2, 1978

cc: Mayor Robert E. Armstrong
City Utilities Accounting Department

65-224-13 H.I.
2/1/78

RESOLUTION NO. 65-224-13

RE: FEDERAL GRANT ACCEPTANCE
Project No.C-180599 01

Pursuant to Offer of Grant, dated January 25, 1978, in the amount of $55,350.00 made to the City of Fort Wayne by the Environmental Protection Agency, Project No. C-180599 01 Treatment Works Grant - Step One, the Board of Public Works of the City of Fort Wayne hereby authorizes the acceptance of said grant offer.

BE IT RESOLVED that Henry P. Wehrenberg, Chairman of the Board of Public Works, be and he is hereby authorized and directed to execute such instruments or documents in behalf of the City of Fort Wayne, Indiana, accepting the grant offer and make the assurances contained therein. The aforesaid signatory is further authorized to execute any subsequent documents pertaining to said Federal Grant.

Henry P. Wehrenberg
Ethel W. LaMar
May A. Scott
BOARD OF PUBLIC WORKS

ATTEST:
Ursula Miller
Secretary and Clerk

65-215-8 H.I
1/23/78

SIDEWALK IMPROVEMENT RESOLUTION

NO. 5796-78

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, that it is deemed necessary to construct sidewalks, curbs, street lighting, storm drainage, and resurfacing of Columbia Street, also commonly identified as "The Landing," commencing at the west property line of Calhoun Street to the east property line of Harrison Street, also sidewalk and curb improvements along the east side of Harrison Street commencing at the south property line of Columbia and running south 150 feet thereof, also sidewalk and curb improvements on the east side of Harrison, commencing at the north property line of Columbia and running north 110 feet thereof, and

WHEREAS, this represents the continuing effort of the Board of Works to increase property values by maintaining basic improvements and reducing safety hazards to pedestrians all in accordance with the code of the City of Fort Wayne, Indiana Chapter 25, Article 2, Section 25 - 21 and Indiana Code 1[illegible]-8-16-9, and

WHEREAS, the Fort Wayne Board of Public Works advised the property owners of the defective sidewalk and the need for repair of same by mail on June 15, 1977, and

WHEREAS, said property owners failed to make proper restoration of sidewalk within allotted thirty (30) days,

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, that arrangements for the repair of all defective sidewalks and curbs in the aforesaid area will be made by the City of Fort Wayne, all in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost of said improvement shall be assessed upon the real estate abutting on said Columbia Street and Harrison Street as above described and per Board of Public Works cost participation policy of 75 percent property owner cost for a 12 foot standard concrete type II-(B) sidewalk and 50 percent cost for a standard concrete type II-(B) curb and this cost has been determined to be in the amount of $50.00 per foot. The remaining cost participation of 25 percent for sidewalk, 50% for curbs, all brick work within the parkstrip, street resurfacing, storm drainage, tree planters, will be funded by the Redevelopment Commission City of Fort Wayne, Indiana. And finally, street lighting will be coordinated with the above noted improvements but will be funded from the Street Lighting fund, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments, with interest at the rate of six per cent per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the City for the assessments for such improvement, or such moneys as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 23 day of January, 1978.

FORT WAYNE BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H. LaMar, Member

ATTEST:

Ursula Miller
Secretary and Clerk

Max G Scott, Member

65-216-9 H.
1/23/

AGREEMENT
(Landing Project)

THIS AGREEMENT, between the BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, hereinafter referred to as the "Board", and the REDEVELOPMENT COMMISSION OF THE CITY OF FORT WAYNE, INDIANA, hereinafter referred to as the "Commission",

WITNESSETH THAT:

WHEREAS, the Board by Sidewalk Improvement Resolution No. 5796-78 has deemed it necessary to construct sidewalks, curbs, street lighting, storm drainage and resurfacing of Columbia Street, also commonly identified as "The Landing"; and

WHEREAS, the Board has initiated statutory procedures whereby property owners will be participating in a portion of the cost of making such improvements as is described in the aforesaid Resolution; and

WHEREAS, the Commission has agreed to participate in the cost of said improvements to the extent of twenty-five percent (25%) of the expense for sidewalks, fifty percent (50%) of the expense for curbs, and all brick work within the park strip, street resurfacing, storm drainage, and tree planters, with a maximum cost participation by the Commission in the amount of One Hundred Thousand Dollars ($100,000.00); and

WHEREAS, the Board has completed construction documents and specifications for said project and is willing to receive bids, award contracts, and cause said improvements to be installed and completed under their direction and supervision upon the commitment of the Commission to participate in the cost of said improvements in the sum of One Hundred Thousand Dollars ($100,000.00).

NOW, THEREFORE, in consideration of the mutual covenants herein contained, the parties agree as follows:

1. The Board shall proceed with the conduct of hearings, taking bids, and shall award contracts for the installation of the improvements as described in the construction documents and specifications. The Board shall review the bids and the proposed

contracts with the Commission prior to the award of contracts for the purpose of confirming the amount of cost participation by the Commission.

2. The Board shall direct, supervise and administer the Project.

3. The Board shall allocate to the Commission only that portion of the cost participation set forth in its Improvement Resolution, and shall review that portion of contractors' requisitions for payment relating to the cost participation of the Commission, and shall certify, approve and forward that portion of costs to the Commission for direct payment.

4. Upon completion of the contract, Board shall provide to the Commission written certification that the work has been performed and the contract completed in accordance with the plans and specifications and receive certification from the contractors that costs attributable to the Commission have been paid in full.

5. Commission shall participate in and pay only for that portion of costs set forth in the Board's Improvement Resolution, not to exceed an amount of One Hundred Thousand Dollars ($100,000.00). In the event the bids received and contracts awarded by the Board would cause the agreed percentage of participation by the Commission to exceed One Hundred Thousand Dollars ($100,000.00), or in the event the Board shall approve change orders causing the cost participation agreed to by the Commission to exceed One Hundred Thousand Dollars ($100,000.00), it is expressly agreed and understood that the Commission shall not in any way be liable or responsible for any of said costs in excess of their One Hundred Thousand Dollar ($100,000.00) commitment.

IN WITNESS WHEREOF, the parties have executed this Agreement this 23 day of January, 1978.

BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE	REDEVELOPMENT COMMISSION OF THE CITY OF FORT WAYNE
By: Henry P. Wehrenberg	By: Leonard M. Weinraub, President
By: Ethel W. LaMar	By: Robert W. Hutner, Secretary

65-215-7

H.I.
1/23/78

SIDEWALK IMPROVEMENT RESOLUTION

No. 5795 · 78

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, that it is deemed necessary to construct sidewalk ~~on~~ and Driveway Approach on Rivermet Avenue - Fronting Lot #426 - Exc. W. 39 Ft. - Lakeside Park Addition

Address: 1203 Crescent Avenue

all in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

75% of the total cost of said improvement ~~The cost of said improvement~~/shall be assessed upon the real estate abutting on said Rivermet Ave. as above described and/25% upon the City of Fort Wayne, Indiana, if the said city is benefited by said improvement, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments, with interest at the rate of six ~~five~~ per cent. per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the City from the assessments for such improvement, or such moneys as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 23 day of January, 1978.

BOARD OF PUBLIC WORKS:

Henry P. Wehrenberg

Edw. W. LaMar

ATTEST:

Ursula Miller

Clerk

CALHOUN PRESS

65-208-2. H.I. 1/16/78

AGREEMENT

ARDMORE AVENUE ENVIRONMENTAL IMPACT STATEMENT

PREPARATION COST AGREEMENT

This agreement made this 16th day of January, 1978, by and between the Allen County Board of Commissioners, hereinafter referred to as "County," and the Board of Public Works of the City of Fort Wayne, hereinafter referred to as "City"

WHEREAS, City and County are desirous of developing an Environmental Impact Statement of Ardmore Avenue from Baer Field Airport Area to Dupont Road Area, approximately 12.25 miles, also this study should show the connection between the Ardmore Corridor and the routes as described in the Baer Field Area Study prepared by a Consulting Firm, Butler, Fairman and Seufert, and

WHEREAS, said Road lies partially within the corporate limits of the City and partially in the County of Allen, and

WHEREAS, said Road is part of the 1990 Master Transportation Plan as developed by the Three Rivers Coordinating Council.

NOW THEREFORE, the City and County for the considerations hereinafter named agree as follows:

1. The City will retain Clyde E. Williams and Associates, Inc., a consulting engineering firm, to provide the engineering services for the Environmental Impact Statement.

2. City and County agree to share equally the cost of said study estimated to be within a range of $48,000 to $60,000.

3. Each party agrees to cooperate in providing assistance and technical data as necessary for the earliest successful completion of the study.

4. Copies of all correspondence, reports, minutes of meetings and any other printed information shall be furnished to the Allen County Highway Dept., during the course of this contract project.

IN WITNESS WHEREOF, the parties hereto have executed this agreement the day and year first written above.

The commitments made above by the Allen County Commissioners are subject to the approval of funding by the Allen County Council.

COUNTY

Allen County Board of Commissioners

Richard M. Ellenwood

Vance L. Amstutz
Vance L. Amstutz

Jack K. Dunifon
Jack K. Dunifon

ATTEST:

John D Uebelhoer
Allen County Auditor

Date 1/13/78

CITY

Board of Public Works, City of Fort Wayne

Henry P. Wehrenberg
Henry P. Wehrenberg

Ethel H. LaMar
Ethel H. LaMar

Max G Scott
Max G Scott

Robert E Armstrong
Robert E. Armstrong, Mayor

Ursula Miller

Date January 16, 1978

65-204-9 H.I.
1/11/78

78- 1036

1978 JAN 11 PM 3:56
ALLEN COUNTY RECORDER

THIS INDENTURE, made this 28th day of November, 1977, between Irving Trust Company, a corporation existing under and by virtue of the laws of the State of New York (Corporate Trustee) and D. W. May (successor Individual Trustee), as Trustees, (hereinafter called "Trustees") parties of the first part, and Indiana & Michigan Electric Company, a corporation existing under and by virtue of the laws of the State of Indiana, with principal office at 2101 Spy Run Avenue, Fort Wayne, Indiana (hereinafter called "Company"), party of the second part:

WHEREAS, by the Mortgage and Deed of Trust between the Company and Irving Trust Company and Frederick G. Herbst, as Trustees, dated as of June 1, 1939, and recorded among other places in the office of the Recorder of the County of Allen, State of Indiana, in Mortgage Record No. 418 at page 452

the Company did convey the property hereinafter described unto the said Trustees; and

WHEREAS, by a certain instrument between the Company and Richard H. West, dated as of June 4, 1945, and recorded among other places in the office of the Recorder of the County of Allen, State of Indiana, in Mortgage Record No. 448 at page 217

the said Richard H. West was appointed by the Company as successor Individual Trustee under said Mortgage and Deed of Trust and accepted such appointment; and

WHEREAS, by a certain instrument between the Company, Irving Trust Company and James A. Austin, dated as of June 19, 1950, and recorded among other places in the office of the Recorder of the County of Allen, State of Indiana, in Mortgage Record No. 513 at page 349,

7.50

the said James A. Austin was appointed by the Company and Irving Trust Company as successor Individual Trustee under said Mortgage and Deed of Trust and accepted such appointment; and

WHEREAS, by a certain instrument between the Company, Irving Trust Company and E. J. McCabe, dated as of February 1, 1967, and recorded among other places in the office of the Recorder of the County of Allen, State of Indiana, in Mortgage Record No. 884 at page 326-333 the said E. J. McCabe was appointed by the Company and Irving Trust Company as successor Individual Trustee under said Mortgage and Deed of Trust and accepted such appointment; and

WHEREAS, by a certain instrument between the Company and Irving Trust Company and D. W. May, dated as of December 1, 1973 and recorded among other places in the office of the Recorder of the County of Allen, State of Indiana, in Mortgage Record No.1973 at page30573the said D. W. May was appointed effective December 14, 1974 by the Company and Irving Trust Company as successor individual Trustee under said Mortgage and Deed of Trust and accepted such appointment; and

WHEREAS, said Mortgage and Deed of Trust has been amended and supplemented by the instruments hereinafter listed, which instruments are identified, dated and recorded in the aforesaid Allen County Recorder's office as follows:

Instrument	Date	Mortgage Record No.	Page
Indenture Supplemental	9/1/48	480	412
Indenture Supplemental	6/1/50	513	349
Indenture Supplemental	1/1/52	546	557
Indenture Supplemental	9/1/53	576	4
Indenture Supplemental	10/1/54	595	249-288
Indenture Supplemental	2/1/58	667	417-468
Indenture Supplemental	11/1/58	686	435-470
Indenture Supplemental	8/1/63	796	386-433
Indenture Supplemental	5/1/68	912	404-446
Indenture Supplemental	6/1/69	943	550-581
Indenture Supplemental	4/1/70	1970	5469
Indenture Supplemental	2/1 /71	1971	02339
Indenture Supplemental	12/1/73	1973	30573
Indenture Supplemental	6/1/74	1974	13979
Indenture Supplemental	3/1/75	Docket #75-05014	
Indenture Supplemental	9/1/75	Docket #75-20168	

WHEREAS, the Company has requested the Trustees to release the property hereinafter described from the lien of said Mortgage and Deed of Trust, as amended and supplemented, in order that the Company may sell, convey and transfer the said property clear, free and discharged of and from such lien; and

WHEREAS, the Company has complied with all the terms and conditions of said Mortgage and Deed of Trust, as amended and supplemented, with respect to obtaining the release of the property hereinafter described from the lien thereof;

NOW, THEREFORE, THIS INDENTURE WITNESSETH:

That the Trustees, for and in consideration of the application by the Company and its compliance with all applicable provisions of the Mortgage relating to the release of property from the lien of the Mortgage, have released, quitclaimed and set over, and by these presents do release, quitclaim and set over unto the Company, its successors and assigns, all their right, title and interest as Trustees as aforesaid in and to the mortgaged property hereinafter particularly described, to-wit:

A part of the Feeder Canal in the plat of C. L. Centlivre Brewing Company Addition to the City of Fort Wayne, Indiana, and more particularly described as follows:

Starting at the most northerly corner of Lot #2 in aforementioned plat, thence North 46°-49' east along the southwesterly right-of-way line of Spy Run Avenue a distance of 21.31 feet to the true point of beginning, thence South 18°-58' west a distance of 133.16 feet; thence north 19°-36' west 17.18 feet to the P. C. of a tangent 4°-23'-11" curve to the right being concave northeasterly; thence northerly and westerly along said curve 74.51 feet; to the east line of an alley in Stirlen's Addition to the City of Fort Wayne as recorded in the Allen County Recorder's Office; thence on a nontangent course of north 19°-16' east along the east line of said alley 84.94 feet to the south right-of-way of Spy Run Avenue; thence south 46°-49' east along said right-of-way 60.34 feet to the point of beginning.

TO HAVE AND TO HOLD the said property hereby released to the Company, its successors and assigns, to its and their own proper use, benefit and behoof forever, clear free and discharged of and from any and all liens or claims under and by virtue of said Mortgage and Deed of Trust, as amended and supplemented as aforesaid.

It is expressly understood that no part of the property covered by and subject to the said Mortgage and Deed of Trust, as amended and supplemented as aforesaid, is hereby discharged or released therefrom, other than the property above described, and that nothing herein does in any way affect or impair the right of the said Trustees to hold the said Mortgage and Deed of Trust, as amended and supplemented as aforesaid, for security as therein provided on the remainder of the premises and property thereby conveyed or intended so to be, and not heretofore released from the lien of said Mortgage and Deed of Trust, as amended and supplemented as aforesaid.

IN WITNESS WHEREOF, and as Trustees under the Mortgage and Deed of Trust, as amended and supplemented as aforesaid, the Irving Trust Company has caused this writing to be signed by its Vice President, and its corporate seal to be hereunto affixed, duly attested by its Assistant Secretary, under authority duly given, and the said D. W. May has hereunto set his hand and seal, all of which is done this 28th day of NOVEMBER, 1977.

IRVING TRUST COMPANY
as Corporate Trustee

By ______________________
Vice President
J.A. VAUGHAN

Attest:

____
Assistant Secretary
J.A. JAHN, JR.

____
As Individual Trustee
D.W. MAY

STATE OF NEW YORK)
) SS:
COUNTY OF NEW YORK)

I certify that on this 28th day of November, 1977, before me, J. F. Newman, a Notary Public in and for said County and State, appeared J.A. Vaughan to me personally known and known to me to be a Vice President of Irving Trust Company and the person whose name is signed to the foregoing instrument, who, being by me duly sworn, deposed and said that he resides at Massapequa, New York that he is a Vice President of Irving Trust Company; that he knows the corporate seal of said corporation; that the seal affixed to the foregoing instrument is the corporate seal of the said corporation; that it was so affixed by order of said corporation, and that he signed his name as Vice President of said corporation to said instrument by like order; and thereupon said J.A. Vaughan, acknowledged that he signed said instrument as his free and voluntary act and that said corporation executed said instrument, as Corporate Trustee, as its free and voluntary act for the purposes and uses therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 28th day of November, 1977.

Jean F. Newman
Notary Public
JEAN F. NEWMAN
Notary Public, State of New York
No. 24-4612517
Qualified in Kings County
Certificate Filed with N. Y. County Clerk
Commission Expires March 30, 1979

STATE OF NEW YORK)
) SS:
COUNTY OF NEW YORK)

I certify that on this 28th day of November, 1977, before me, J. F. Newman, a Notary Public in and for said County and State, appeared D. W. May, to me personally known and known to be the individual whose name is signed to the foregoing instrument, who, being by me duly sworn, deposed and said that he resides in Manhasset, N. Y. 11030 and thereupon D. W. May acknowledged the execution of the foregoing instrument, as Individual Trustee, as his free and voluntary act for the purposes and uses therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 28th day of November, 1977.

Jean F. Newman
Notary Public
JEAN F. NEWMAN
Notary Public, State of New York
No. 24-4612517
Qualified in Kings County
Certificate Filed with N. Y. County Clerk
Commission Expires March 30, 1979

65-199-5 H.I
1/9/78

POLICY AND PROCEDURE
for
INSTALLATION OF REMOTE METER READING UNITS
in all
NEW RESIDENCES
SUPPLIED BY THE
FORT WAYNE WATER UTILITY

In recent years, more and more frequently the occupants of homes are not present to permit entry of the Utility's meter readers to obtain the readings from the meters which are within the homes served. As a result, the Utility must estimate excessive numbers of billings for water and sewage disposal service until it is possible to gain entry to obtain an actual meter reading. The consumption, based on the actual meter reading for the current month's billing, as a result of delay in obtaining a reading, can be relatively high in many cases (making up for possible low estimates in previous billing periods). This, in turn, contributes to poor relations between the Utility and the Customer. Also, the practice of gaining entry to a premises to read a water meter is more time consuming than if the meter is read from outside the building. Finally, greater numbers of occupants of homes are reluctant to admit individuals who are strangers into their homes for any purpose, including that of reading meters. Therefore, the following policy and procedure is hereby adopted in order to eliminate the necessity of meter readers entering a dwelling for the purpose of determing consumption of water supplied to that premises:

I. DEFINITIONS:

The following words, as used in this Policy & Procedure, have the following respective meanings:

A BUILDING CONTRACTOR is a general contractor, or any sub-contractor working for the general contractor, performing electrical and/or plumbing work on the premises to be served.

A CUSTOMER is a person or group of persons having interest, whether legal or equitable, sole or only partial, either as tenant or owner, in any property which is, or is to be, supplied with water service either temporarily or permanently, by the Utility, and all those having such interest.

A DWELLING UNIT is a building structure occupied as a home or residence by one or more persons or families.

A GENERATING OR TRANSMITTING UNIT is a device attached to and of a water meter for the purpose of creating and transmitting electrical impluses from the meter location, inside the dwelling unit, to a receiving or interrogating unit on the outside of the dwelling unit.

An INSPECTOR is a representative of the City-County Building Commissioner, authorized to inspect and accept or reject work performed on the premises or property in connection with various portions of the building construction, including the installation of plumbing fittings for water service supply as well as the installation of transmission wiring to transmit the electrical impulses from the generating or transmitting unit to the receiving or interrogation unit.

The MAINTENANCE DEPARTMENT is the Water Maintenance & Service Department of the Fort Wayne Water Utility, which department performs construction, maintenance, and service activities in connection with the distribution system of the Fort Wayne Water Utility.

A METER is a mechanical device owned by the Utility and used to measure and record the quantity of water supplied to the customer.

The PERMIT OFFICE is the New Water/Sewer Service Department of the City Utilities, located in the City-County Building, at which location orders are placed and fees collected for the installation of water service connections, remote water meter reading units, as well as other activities.

A PREMISES OR PROPERTY is a dwelling, building, structure, or parcel of real estate which is normally supplied through a separate water service pipe and meter installation.

A RECEIVING AND INTERROGATION UNIT is a unit located on the outside of the dwelling unit which receives electrical impulses from the generating or transmitting unit and which can be visually interrogated to determine the current water meter reading for the purpose of establishing billing for service rendered to the customer at a specific location.

The TRANSMISSION WIRE is a pair of wires connecting to the Generating or Transmitting Unit on one end, and extending to and connected with the receiving or interrogation unit on the other end, through which the electrical impulses from the generating unit are conveyed to the receiving unit. 8

The UTILITY is the Fort Wayne Water Utility, a department of the City of Fort Wayne, Indiana, having its principal office at 1 E. Main St., City-County Bldg., Fort Wayne, and engaged in furnishing the public water supply to the City of Fort Wayne and its environs.

A WATER SERVICE CONNECTION is that portion of a service pipe situated between and including the tap or corporation stop and the curb stop, which is maintained by the Utility.

II. POLICY STATEMENT AND PROCEDURE:

a). In an effort to reduce, and ultimately to eliminate, the necessity to estimate water consumption, due to customers not being present when a meter reader arrives at their dwelling unit to obtain the bi-monthly water meter reading; and

b). In order to reduce, and hopefully eliminate, adverse public relations resulting from high consumptions and billings for water service, from time to time, resulting from make-up for under estimated billings during periods when access for meter reading could not be accomplished; and

c). In order to eliminate the necessity of meter readers entering dwelling units to read meters; and

d). In order to increase the efficiency of reading water meters in residential areas;

It is hereby determined desirable to enact a policy, which policy shall become effective of January 1, 1978, whereby all new dwelling units constructed within the service area of the Utility shall be prewired by the building contractor with suitable transmission wire, as a part of the construction costs of the dwelling unit. At such time as the customer, his building contractor or appropriate sub-contractor orders the water service connection for the dwelling unit, a reasonable fee will be charged by the Permit Office, in addition to the costs of the water service connection, to compensate the Utility for its expenditures for labor, materials, and/or equipment for, and the Utility through its Maintenannce Department will install in the service line at an appropriate location in the dwelling unit, a water meter with a generating and transmitting unit and a receiving or interrogation unit, the latter on the outside of the dwelling unit, connecting the generating and the receiving units to the transmission wire previously installed by the building contractor, thus providing a complete remote meter reading unit for such dwelling unit.

The fee to be so collected by the Permit Office for the Utility's furnishing of such labor, materials, equipment, etc., for the installation of the generating and receiving units shall be $15.00 for each dwelling unit for the calendar year 1978. The fee for such units in future years shall be determined annually, based upon the above fee being adjusted proportionally in accordance with changing construction cost indexes for the respective years as compared to the construction cost index of January 1, 1978.

8

An inspection of the premises shall be made from time to time during construction by the inspector to insure the proper installation of the transmission wire, as well as its being available for connection to the generating and receiving units when they are installed.

RECOMMENDED: D. L. Foland   6th DAY OF December, 1977
D. L. Foland, P.E.
Chief Water Engineer

RECOMMENDED: Howard A. Biggs   7th DAY OF DECEMBER, 1977
H. A. Biggs, P.E., City Engr.

RECOMMENDED: 7th DAY OF December, 1977
E. A. Stanczak, Jr.
General Supt., City Utilities

APPROVED AND ADOPTED BY:

BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H. LaMar, Member

Max G. Scott
Max G. Scott, Member

ATTEST:
Ursula Miller   9th DAY OF January, 1978
Ursula Miller, Clerk

65-190-22 H.I.
12/22/77

CITY OF FORT WAYNE

CITY UTILITIES DAMAGE POLICY

WHEREAS, the City of Fort Wayne owns and operates three municipal City Utilities, and

WHEREAS, said utilities and other public utilities in the Fort Wayne service area, through construction and maintenance operations, may on occasion, unintentionally damage other utilities services, and

WHEREAS, on August 8, 1974 the Board of Public Works adopted a policy regarding responsibility of damages through such situations, and

WHEREAS, the purpose of this resolution is to extend the policy of City Utilities.

NOW, THEREFORE BE IT RESOLVED, the following shall be the policy of City Utilities regarding utility damages.

1. General Telephone Company has established a practice of billing other utilities in all damage situations. City Utilities will follow this same policy, i.e., billings will be made in all situations where it is established that liability for payment is the responsibility of General Telephone.
2. NIPSCO - The present written policy is that no billings will be made for routine or general damage situations considered to be non-excessive as to cost of repair, since these costs tend to compensate between the two utility companies. It is understood, however, billing will be made to NIPSCO where negligence and liability for damages is clearly established and the cost of repair is excessive. As a guideline, $5,000 will be considered the point beyond which billing will be made and payment expected.
3. Indiana & Michigan Electric Company - Same as General Telephone Company.
4. This agreement will remain in effect until written notice of cancellation is received from either party thirty (30) days prior to date of cancellation.

ADOPTED this 22 day of December, 1977, by Board of Public Works.

BOARD OF PUBLIC WORKS
CITY OF FORT WAYNE, INDIANA

Henry P. Wehrenberg

May J. Stott

ATTEST:
Ursula Miller
Clerk

[illegible] 280-77
N. Maumee Ave,
Sect II

65-191-25 H.I. 12/22/77
77 13211

GRANT OF EASEMENT

THIS INDENTURE WITNESSETH THAT: Cloverleaf Industrial Park, Inc. of Allen County, State of Indiana, hereinafter referred to as "GRANTOR", for and in consideration of One Dollar, receipt of which is hereby acknowledged, does hereby grant, quit-claim, and convey to the CITY OF FORT WAYNE, hereinafter referred to as "GRANTEE", a permanent and temporary easement and right-of-way to construct, operate, control, maintain, reconstruct, and remove a sewer line, along, across and under the following described real property, located in Allen County, State of Indiana, to wit:

PERMANENT EASEMENT

Part of the southeast Quarter of Section 5, Township 30 North, Range 13 East in Allen County, State of Indiana, recorded in 71-08960, described as follows, to wit:

The east 23 feet of the west 138 feet of the south 825 plus or minus feet south of the Maumee River and adjacent to the east right-of-way of the existing U.S. No. 30 Highway (formerly Indiana State Highway No. 324) in the said southeast quarter of Section 5 (Adams), Township 30 North, Range 13 East.

1977 MAY 31 PM 3:07
ALLEN COUNTY RECORDER

Also, part of the northeast Quarter of Section 8, Township 30 North, Range 13 East in Allen County, State of Indiana, recorded in 71-08960, described as follows, to wit:

The east 23 feet of the west 138 feet of the north 391.6 feet north of the Norfolk and Western Railroad (formerly the New York, Chicago & St. Louis Railroad) and adjacent to the east right-of-way of U.S. No. 30 Highway (formerly Indiana State Highway No. 324).

Also, the south 24.7 feet of the east 293.9 feet of the west 408.9 feet east and adjacent to the U.S. No. 30 Highway and north and adjacent to the Norfolk and Western Railroad all in the said northeast Quarter of Section 8 (Adams) Township 30 North, Range 13 East in Allen County, State of Indiana; except the Norfolk and Western Railroad right-of-way.

All as set forth in the attached drawing.

TEMPORARY EASEMENT

The east 100 feet of the west 238 feet of the south 825 feet south of the Maumee River and adjacent to the aforementioned Permanent Easement in the southeast Quarter of Section 5 (Adams) Township 30 North, Range 13 East, Allen County, Indiana; except for the Maumee River.

Also, the east 100 feet of the west 238 feet of the north 391.6 feet of the northeast Quarter of Section 8 (Adams) Township 30 North, Range 13 East, Allen County, Indiana; except for the Railroad right-of-way.

Also, the north 100 feet of the south 124.7 feet of the east 293.9 feet 408.9 feet north and adjacent to the above mentioned Permanent Easement in Section 8 (Adams) Township 30 North, Range 13 East in Allen County, State of Indiana; except the previous described Temporary Easement.

All as set forth in the attached drawing.

The temporary easement to expire one (1) year from date of execution.

DULY ENTERED FOR TAXATION
MAY 31 1977
Joan B. Uebelhoer
AUDITOR OF ALLEN COUNTY

W/PR
City Engineering

INSTRUMENT K 4220

4.5

65-190-22 H.I.
12/22/77

GRANTEE agrees to place on GRANTOR'S property all excess excavated spoil from the construction of the sanitary sewer abutting GRANTOR'S property, subject to Indiana State Highway approval, along with the replacement of the access road.

GRANTOR certifies under oath that no Indiana Gross Income Tax is due or payable in respect to the transfer made by this deed.

EXECUTED THIS 26th DAY OF May, 1977.

CLOVERLEAF INDUSTRIAL PARK, INC.
By: Robert Goldstine
Robert Goldstine, as its President
By: Dennis White
Dennis L. White, as its Secretary

ACKNOWLEDGMENT

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

BEFORE ME, the undersigned, a Notary Public in and for said County and State, personally appeared Robert Goldstine and Dennis L. White, known to me to be President and Secretary respectively of Cloverleaf Industrial Park, Inc. who acknowledged the execution of the foregoing Grant of Easement, as and for their voluntary act and deed, for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 26th day of May, 1977.

David Peters
Notary Public
(David Peters)

My Commission Expires:
January 8, 1979

This Instrument prepared by Philip R. Boller

UT. 12/22/77

PREPARED BY: PHILIP BOLLER
WATER POLLUTION CONTROL
ENGINEERING DEPARTMENT

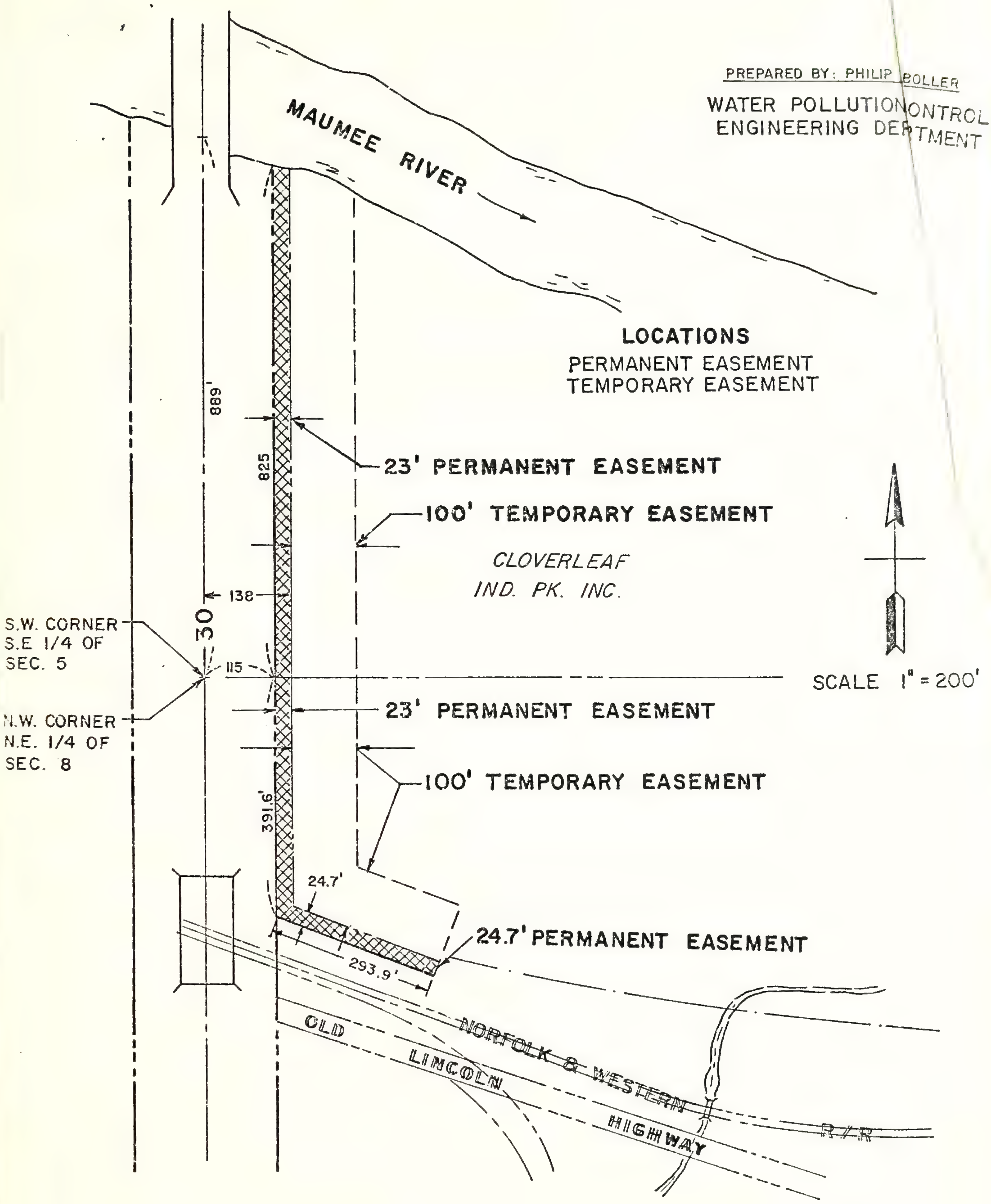

MAUMEE RIVER
LOCATIONS
PERMANENT EASEMENT
TEMPORARY EASEMENT
889'
825
23' PERMANENT EASEMENT
100' TEMPORARY EASEMENT
CLOVERLEAF
IND. PK. INC.
138
30
S.W. CORNER
S.E 1/4 OF
SEC. 5
115
N.W. CORNER
N.E. 1/4 OF
SEC. 8
23' PERMANENT EASEMENT
100' TEMPORARY EASEMENT
391.6'
24.7'
24.7' PERMANENT EASEMENT
293.9'
OLD
LINCOLN
HIGHWAY
NORFOLK & WESTERN
R/R
SCALE 1" = 200'

EXHIBIT "A"

65-189-21 H.i 12/22/77

RESOLUTION NO. 65-189-21

Whereas, a petition was submitted to the Board of Public Works on May 31, 1977 for an installation of a sanitary sewer along Getz Road between Colony Bay Road and Illinois Road, and,

Whereas, a survey was conducted by the Board of Health of all 38 homes in this area on septic tanks and 37 of the 38 homes were in violation of the County Ordinance, and,

Whereas, a request for the installation of sanitary sewer was sent to the Board of Public Works on June 6, 1977 by the Board of Health, and,

Whereas, Allen County Highway Department was in the process of improving Getz Road, and,

Whereas, the Board of Public Works adopted Resolution No. 292-77 providing for the construction and a tap-in fee to the benefited property owners for said Getz Road - Sanitary sewer, to be initially financed through the City of Fort Wayne Sewer Utility Funds, and,

Whereas, a sanitary sewer was constructed to benefit properties as shown on attached Exhibit "A", and,

Whereas, the cost of sanitary sewer is represented to be $81,790.38, composed of $54,716.10 for construction, $7400 for taps due Nobis Construction Company, $7,135.36 for engineering services due W.P.C. Utility, $2,884.36 area connection fees due Diversified Utilities, and $9,614.56 area connection fees due City Utilities through Magnavox sewer Res. 62-267-18, and,

Whereas, it is the policy of the City of Fort Wayne to change a tap-in-fee to the property owners benefited by new sanitary sewers in an equitable manner.

NOW, THEREFORE, be and it is hereby resolved by the Board of Public Works of the City of Fort Wayne in its regular meeting of 22 day of December, 1977 that,

1. At such time that the owners of the benefited properties wish to tap into said sanitary sewer, a tap-in-fee in full shall be due and payable by said property owner as shown on Exhibit "B".

Adopted this 22nd day of December, 1977.

BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel W. LaMar
Ethel LaMar, Member

Max G Scott
Max G Scott, Member

Attest:

Ursula Miller
Clerk

15-189-20 H.I

12/23/77

INDIANA

LJH/slt
13-003-002
11/1/77

77-034376

TAX INFORMATION:
BOARD OF PUBLIC WORKS
ONE MAIN STREET
FT. WAYNE, IN 46802

SPECIAL WARRANTY DEED

THE Grantor, CITIES SERVICE OIL COMPANY, a corporation created and existing under and by virtue of the laws of the State of Delaware, having its offices at the Cities Service Building, P. O. Box 300, Tulsa, Oklahoma 74102, and duly authorized to transact business in the State of Indiana, for and in consideration of TEN DOLLARS ($10.00) and other valuable considerations in hand paid by the Grantee_, the receipt whereof is hereby acknowledged, and pursuant to authority of the Board of Directors of said corporation, has, and by these presents does grant and convey unto CITY UTILITIES of the CITY OF FORT WAYNE, STATE OF INDIANA

located at One Main Street, Fort Wayne, Indiana 46802,

Grantee_, its successors and assigns, forever, all of the following described real estate situated in Allen County, State of Indiana:

Lots 214 and 215 and the South 20 feet of Lot 213 in Lewis Addition to the City of Fort Wayne, Allen County, Indiana.

NOV 23 PM 1:19
ALLEN COUNTY RECORDER

DULY ENTERED FOR TAXATION
NOV 23 1977
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

INSTRUMENT K 12,032

Indiana Gross Income Tax
Sale of Real Estate

Paid by Grantor
Grant
Date Paid Nov. 23, 1977
Amount Paid $ 282.57
Treasurer's Receipt # 300204
Allen County

SUBJECT TO any condition that an accurate survey or an inspection of the premises might show and to covenants, easements and restrictions of record.

Together with all and singular the hereditaments and appurtenances thereunto belonging, or in anywise appertaining.

The Grantor, for itself and its successors, covenants with the Grantee_, its successors and assigns, that the

MAIL TO: BOARD OF PUBLIC WORKS, ONE MAIN ST., FT. WAYNE, IN 46802

Grantor has not done or suffered to be done, anything whereby the premises hereby granted are, or may be, in any manner encumbered or charged, except as herein recited; and that it and its successors will warrant and forever defend said premises to the Grantee_, its successors and assigns, against the claims of all persons claiming by, through or under the Grantor, and none other.

IN WITNESS WHEREOF, the said Grantor, CITIES SERVICE OIL COMPANY, pursuant to the authority of its Board of Directors, has caused the execution hereof by its duly authorized officers and the affixing hereto of its corporate seal, all as of the 4th day of November, 1977.

CITIES SERVICE OIL COMPANY

LJH

By John H. Oltmann
John H. Oltmann
Vice President

Attest Lewis J. Haines
Lewis J. Haines
Assistant Secretary

STATE OF OKLAHOMA)
) SS:
COUNTY OF TULSA)

Before me, a Notary Public in and for said County and State, on this 4th day of November, 1977, personally appeared CITIES SERVICE OIL COMPANY by JOHN H. OLTMANN and LEWIS J. HAINES, its Vice President and Assistant Secretary, respectively, and acknowledged the execution of the foregoing instrument.

WITNESS my hand and notarial seal.

Alberta Baker
Alberta Baker
Notary Public

My Commission Expires:
January 21, 1981.

This instrument prepared by: L. J. Haines, Attorney
Address: P. O. Box 300
Tulsa, OK 74102

[illegible]

1+I

65-189-19 H.I. 12/12/-

ESCROW AGREEMENT

THIS ESCROW AGREEMENT made by and between the Board of Public Works of the City of Fort Wayne, Indiana, hereinafter called "Board", and FORT WAYNE NATIONAL BANK of Fort Wayne, Indiana, hereinafter called "Escrow Agent",

WITNESSETH THAT:

WHEREAS, the Board has issued an invitation for public bidding for installation and maintenance of a cable television system for the City of Fort Wayne; and

WHEREAS, the Board desires to deposit a copy of all bids received with Escrow Agent until the award of a contract; and

WHEREAS, Escrow Agent has agreed to receive and hold such bids until the Board has awarded a contract for said cable television system.

NOW, THEREFORE, in consideration of the premises, the parties agree as follows:

1. The Board shall deposit with Escrow Agent one copy of all bids received for installation and maintenance of a cable television system for the City of Fort Wayne.

2. Escrow Agent agrees to receive said bids, give the Board a receipt therefore and retain the same in its bank vault until after the Board has announced the prevailing bid and has awarded the contract for the construction and maintenance of a cable television system for the City of Fort Wayne. Thereupon, Escrow Agent agrees to deliver all bids and bid documents held by it to the Board.

3. The Board agrees to pay Escrow Agent the sum of $25.00 for its services in receiving, holding and delivering each said bid.

Dated at Fort Wayne, Indiana this 15th day of December, 1977.

BOARD OF PUBLIC WORKS

By Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

FORT WAYNE NATIONAL BANK
ESCROW AGENT

By
Thomas E. Quirk, Senior Vice-President
and Trust Officer

PERMANENT EASEMENT:

15. A part of Richardville Reserve in Section 9, Township 31 north, Range 13 East, Allen County, Indiana, more particularly described as follows, to wit:

Beginning at an iron pin on the west end of bridge over the Salge Ditch on the centerline of the Rothman Road as now established; thence northwesterly along the centerline of the said Rothman Road 275 feet for a place of beginning; thence southwesterly at right angles with the centerline of said Rothman Road, 40.0 feet; thence northwesterly parallel with the centerline of the Rothman Road a distance of 80 feet; ;thence northeasterly at an angle of 90 degrees, 40.0 feet to the centerline of the Rothman Road; thence southeasterly along said centerline 80 feet to the place of beginning, and being Tract "A" om the plat of survey recorded in Plat Book 19, Page 42, of the Public Records of Allen County, Indiana.

PERMANENT EASEMENT:

16. A part of Richardville Reserve in Section 9, Township 31 North, Range 13 East, Allen County, Indiana, more particularly described as follows, to wit;

Beginning at an iron pin on the west end of bridge over the Salge Ditch on the centerline of Rothman Road as now established; thence northwesterly along the centerline of said Rothman Road 195 feet for a place of beginning; thence southwesterly at right angles with the centerline of said Rothman Road, 40.0 feet; thence northwesterly parallel with the centerline of the Rothman Road a distance of 80 feet; thence northeasterly at an angle of 90 degrees; 40.0 feet to the centerline of Rothman Road; thence southeasterly along said centerline 80 feet to the place of beginning, and being Tract "B" on the Plat of survey recorded in Plat Book 19, Page 42 of the public records of Allen County, Indiana.

PERMANENT EASEMENT:

17. A part of Richardville Reserve in Section 9, Township 31 North, Range 13 East, Indiana, more particularly described as follows, to wit:

Beginning at an iron pin on the west end of bridge over the Salge Ditch on the centerline of Rothman Road as now established; thence northwesterly along the centerline of Rothman Road 115 feet for a place of beginning; thence southwesterly at right angles with the centerline of said Rothman Road, 40.0 feet; thence northwesterly parallel with the centerline of the Rothman Road a distance of 80 feet; thence northeasterly at an agnle of 90 degrees, 40.0 feet to the centerline of Rothman Road; thence southeasterly along said centerline 80 feet to the place of beginning, and being Tract "C" on the plat of survey recorded in Plat Book 19, Page 42, of the public records of Allen County, Indiana.

PERMANENT EASEMENT:

18. A part of Richardville Reserve in Section 9 Township 31 North, Range 13 East, Allen County, Indiana, more particularly described as follows, to wit:

Beginning at an iron pin on the west end of bridge over the Salge Ditch on the centerline of the Rothman Road as now established; thence northwesterly along the centerlineof said Rothman Road 115 feet; thence southwesterly at right angles with the centerline of said Rothman Road, 40.0 feet; thence southeasterly parallel with the centerline of the Rothman Road a distance of 115± feet to the centerline of Salge Ditch; thence northerly along the centerline of said Salge Ditch to the centerline of Rothman Road; thence northwest on the centerline of Rothman Road 15 feet to place of beginning.

PERMANENT EASEMENT:

19. A part of Richardville Reserve in Section 9, Township 31 North, Range 13 East, Allen County, Indiana, more particularly described as follows, to wit:

Beginning at an iron pin on the west end of bridge over the Salge Ditch on the centerline of Rothman Road as now established; thence northwesterly along the centerline of said Rothman Road 59.5 feet for a place of beginning; thence southwesterly at right angles with the centerline of said Rothman Road, 40.0 feet; thence northwesterly parallel with the centerline of the Rothman Road a distance of 80 feet; thence noreasterly at an angle of 90 degrees, 40.0 feet to the centerline of Rothman Road; thence southeasterly along said centerline 80 feet to the place of beginning, and being Tract "E" on the plat of survey recorded in Plat Book 19, Page 75 of the Public Records of Allen County, Indiana.

PERMANENT EASEMENT:

20. A part of Richardville Reserve in Section 9 Township 31 North, Range 13 East, Allen County, Indiana more particularly described as follows, to wit:

Beginning at an iron pin on the west end of bridge over the Salge Ditch on the centerline of Rothman Road as now established; thence northwesterly along the centerline of said Rothman Road 515 feet for a place of beginning; thence southwesterly at right angles with the centerline of Rothman Road, 40.0 feet; thence northwesterly parallel with the centerline of the Rothman Road a distance of 80 feet; thence northeasterly at an angle of 90 degrees, 40.0 feet to the centerline of Rothman Road; thence southeasterly along said centerline 80 feet to the place of beginning, and being Tract "F" on the plat of survey recorded in Plat Book 19, Page 75 of the Public Records of Allen County, Indiana.

PERMANENT EASEMENT:

21. A part of Richardville Reserve in Section 9, Township 31 North, Range 13 East, Allen County, Indiana, more particularly described as follows, to wit:
Beginning at an iron pin on the west end of bridge over the Salge Ditch on the centerline of Rothman Road as now established; thence northwesterly along the centerline of said Rothman Road 435 feet for a place of beginning; thene southwesterly at right angles with the centerline of Rothman Road, 40.0 feet; thence northwesterly parallel with the centerline of the Rothman Road a distance of 80 feet; thence northeasterly at an angle of 90 degrees, 40.0 feet to the centerline of Rothman Road; thence southeasterly along said centerline 80 feet to the place of beginning, and being Tract "G" on the plat of survey recorded in Plat Book 19, Page 75 of the Public Records of Allen County, Indiana.

PERMANENT EASEMENT:

22. Part of Richardville Reserve in Section 9, Township 31 North, Range 13 East, more particularly described as follows, to wit:
Commencing at an iron pin in the west end of the bridge over the Salge Ditch on the centerline of Rothman Road, thence northwesterly along the centerline of said road, 355 feet for a point of beginning; thence continuing northwesterly along the centerline of said road 80 feet; thence southwesterly at right angles with the centerline of said road 40.0 feet; thence southeasterly parallel with the centerline of said road 80 feet; thence northeasterly 40.0 feet to the place of beginning, and being tract "H" on the plat of survey recorded in Plat Book 19, Page 75, of the Public Records of Allen County, Indiana.

PERMANENT EASEMENT:

23. Part of Richardville Reserve, in Section 9, Township 31 North, Range 13 East, more particularly described as follows, to wit:
Beginning at the intersection of the north line of said Richardville Reserve, with the south line of the said Section 9; thence northwesterly along the north line of said reserve, 963 feet, for apoint of beginning; thence continuing northwesterly along the north line of said reserve 93 feet; thence southwesterly at right angles with the north line of said reserve, 40.0 feet; thence southeasterly parallel with the north line of said reserve to the south line of said space; thence northeasterly 40.0 feet to the place of beginning.

PERMANENT EASEMENT:

24. Part of Richardville Reserve in Section 9, Township 31 North, Range 13 East, more particularly described as follows, to wit:
Beginning at the intersection of the north line of said Richardville Reserve, with the south line of the said Section 9; thence northwesterly along the north line of said Reserve, 1,056 feet, for a point of beginning; thence continuing northwesterly along the north line of said Reserve 93 feet; thence southwesterly at right angles with the north line of said Reserve, 40.0 feet; thence southeasterly parallel with the north line of said Reserve, 93 feet; thence northeasterly 40.0 feet to the place of beginning.

PERMANENT EASEMENT:

25 Part of Richardville Reserve, Section 9, Township 31 North, Range 13 East, more particularly described as follows:
Beginning at the intersection of the north line of said Richardville Reserve, with the south line of the said Section 9; thence northwesterly along the north line of saidreserve 1,174 feet, for a point of beginning; thence continuing Northwesterly along the north line of said reserve 93 feet; thence southwesterly at right angles with the north line of said Reserve 40.0 feet; thence southeasterly parallel with the north line of said reserve, 93 feet; thence northeasterly 40.0 feet, to the place of beginning.

PERMANENT EASEMENT:

26. Part of Richardville Reserve, Section 9; Commencing at the intersection of the north line of the said Reserve with the south line of Section 9, in said Township and Range; thence north and westerly on the north line of said Reserve, 1,360 feet, for a point of beginning; thence northwesterly continuing along the north line of said Reserve, 93 feet, thence southwesterly at right angles with the north line of said Reserve, 40.0 feet; thence southeasterly parallel with the north line of said Reserve, 93 feet; thence northeasterly 40.0 feet, to a point of beginning.

PERMANENT EASEMENT:

27. Part of the Richardville Reserve in Section 9, Township 31 North, Range 13 E, more particularly described as follows, to wit:
Beginning at the intersection of the north line of said Richardville Reserve, with the north line of Section 16, Township 31 North, Range 13 East; thence northwest along the north line of said Reserve 1,658 feet to a centerline of Bridge of Rothman Road over Salge Ditch for a point of beginning; thence southeasterly along the north line of said Reserve 205 feet; thence southwest at right angle to the north line of said Reserve 40.0 feet; thence northwesterly 40 feet south of along and parallel to the north line of said Richardville Reserve to the centerline of Salge Ditch; thence northeasterly along the centerline of said Salge Ditch to the point of beginning.

PERMANENT EASEMENT:

28. Part of the Northeast Quarter of Section 16, in Township 31 North, Range 13 east; Allen County, Indiana, more particularly described as follows, to wit:
Beginning at a point on the North line of the said Section, said point being 705.25 feet West of the Northwest Corner of the East one-half of the said Northeast Quarter of said Section; thence South 35.0 feet; thence West to the West Property Line of space now or formerly owned by Jim M. and Eula L. Brown; thence North a distance of 35.0 feet, to the North line of said Section; thence East on the North line of said Section to the place of beginning.

PERMANENT EASEMENT:

29. The following described 25' Permanent Easement on space now or formerly owned by Arnold E. and Neoma Kramer being a portion of Bouries Reserve within Section 8, Township 31North, Range 13 East. The centerline of which is described as follows:
Commencing from an iron pin on the centerline of St. Joe Road and on an assumed bearing of south 42 degrees, 13 minutes west, 45.0 feet north of the centerline ofRothman Road; thence on a bearing of north 59 degrees 57 minutes west 2,100.0 feet to the Point of Beginning of the Permanent Easement; thence continuing on the same bearing north 59 degrees 57 minutes west 224.0 feet to a point; thence on a bearing of north 37 degrees 38 minutes 900.0 feet terminating at an existing 20' easement.

PERMANENT EASEMENT:

30. The south 35 feet of the west 100 feet of block B of Sunnybrook Acres, Third Addition as recorded in Plat Book 23, Page 129.

PERMANENT EASEMENT:

31. The North 35 feet of the east 1/2 of the northeast quarter of the northwest quarter, Section 15, Township 31 North, Range 13 East.

TEMPORARY EASEMENT

A. The north 25 feet of the south 60 feet of the west 100 feet of Block B of Sunny brook Acres Third Addition as recorded in Plat Book 23 , Page 129.

TEMPORARY EASEMENT:

B. An ingress-egress easement across an 82.94 acre property now or formerly owned by Ivan C. and Ruth A Bow er described as the south 82194 Acres west of the east 142 acres of Bouries Reserve, located within Sections Five and Eight, Township 31 North, Range 13 East and more particularly described within Deed Book 630, Page 255 . Said ingress-egress easement shall be 30 feet in uniform width, immediately north of and adjacent to the sanitary sewer centerline being described within amended Nunc Pro Tunc Sewer Easement Resolution No. 120-173 as recorded by Instrument No. 76-13420 as it pertains to aforesaid 82.94 acre property.

TEMPORARY EASEMENT:

C. A Temporary Easement 15 feet in uniform width line lying North of and South of aforementioned Permanent Easement within Paragraph 29.

TEMPORARY EASEMENT:

D. A 20 foot in uniform width Temporary Easement on land now or formerly owned by Century 21 Investment, Inc. being the north 20 feet of the south 40 feet of Ann Hackley Reserve within Section 8, Township 31, Range 13 East.

TEMPORARY EASEMENT:

E. A 20 foot in uniform width Temporary Easement lying on land now or formerly owned by Jennie Lougheed being the north 20 feet of the south 40 feet of Ann Hackley Reserve within Section 8, Township 31 North, Range 13 East.

TEMPORARY EASEMENT:

F. The south 15 feet of the north 55 feet as measured from the centerline of Rothman Road of lots 2 thru 6 inclusive of Griswold Homestead Addition as recorded in Plat Book 19, Page 95.

TEMPORARY EASEMENT:

G. The south 15 feet of the north 30 feet of lot #1 of Greenview Addition as recorded in Plat Book 22, Page 46.

TEMPORARY EASEMENT:

H. The south 15 feet of the north 30 feet of lot #16 of Griswold Homestead Addition, as recorded in Plat Book 22 , Page 46.

TEMPORARY EASEMENT:

I. The south 15 feet of the north 30 feet of lot #17 in Griswold Homestead Addition, Section A, as recorded in Plat Book 22, Page 107.

TEMPORARY EASEMENT:

J. The south 15 feet of the north 30 feet of lot #1 of Griswold Homestead Addition, Section B, as recorded in Plat Book 22, Page 115.

TEMPORARY EASEMENT:

K. The south 15 feet of the north 30 feet of lot #1 of Griswold Homestead Addition, Section E, as recorded in Plat Book 23, Page 155.

TEMPORARY EASEMENT:

L. The south 15 feet of the north 40 feet of the west 50 feet of Lot #39 of Griswold Homestead Addition, Section E, as recorded in Plat Book 23, Page 155.

TEMPORARY EASEMENT:

M. An easement 15 feet in uniform width lying south of and immediately adjacent to aforedescribed Permanent Easement within paragraphs 11 thru 28 inclusive.

All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitle, "An Act Concerning Municipal Corporations" as approved March 5, 1905, and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

All land affected lies within Sections 8, 9, and 16, Township 31 North, Range 13 East.

The temporary sewer easements shall expire one year from the date of adoption.

ADOPTED THIS 22 DAY OF December, 1977.

BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H. LaMar, Member

Max G Scott, Member

ATTEST:

Ursula Miller
Clerk, Ursula Miller

Reference Resolution No. 157-77

Prepared by Philip R. Boller

FORT WAYNE, INDIANA, March 22, 1978

SEWER EASEMENT RESOLUTION NO. 157-1977

NUNC PRO TUNC ENTRY BY BOARD OF PUBLIC WORKS CORRECTING DESCRIPTION IN RESOLUTION

Comes now Philip Boller, Chief Water Pollution Control Engineer, and shows to the Board that through a scrivener's error a mistake was made in Item 29 ninth line of the description of the permanent easement to be condemned in the above Resolution, which was adopted by this Board on December 22, 1977 and confirmed February 23, 1978. That the ninth line of the permanent easement of Item 29 should read:

"North 17 degrees 38 minutes West 900.0 feet"

instead of

"North 37 degrees 38 minutes 900.0 feet"

And the Board being duly advised finds that said description should be corrected accordingly, and the Board now corrects and amends by interlineation the ninth line of Item 29 of the description for the permanent easement nunc pro tunc as of the date of the adoption of said Resolution on December 22, 1977, and the confirmation on February 23, 1978, accordingly.

Henry P. Wehrenberg

Ethel W. LaMar

Mary G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

65-298-9 H.I.
4/19/78

SEWER EASEMENT RESOLUTION NO. 157-77

AMENDMENT I

WHEREAS the Board of Public Works adopted Sewer Easement Resolution No. 157-77 on December 12, 1977 and confirmed said Resolution on February 23, 1978; and

WHEREAS, said Resolution provided for condemnation of permanent and temporary easements of 20' over property owned by Century 21 Investments, Inc.; and

WHEREAS, said Board of Works has entered into a memorandum of agreement with Century 21 Investments, Inc., providing for both permanent and temporary easements of dimensions different than those contained in said Resolution No. 157-77 over property owned by Century 21 Investments, Inc.:

NOW, THEREFORE, the Board of Public Works hereby amends Sewer Easement Resolution No. 157-77 by deleting Permanent Easement I and Temporary Easement D.

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. Lamar, Member

Max G Scott
Max G Scott, Member

ATTEST:

Ursula Miller
Ursula Miller, Clerk

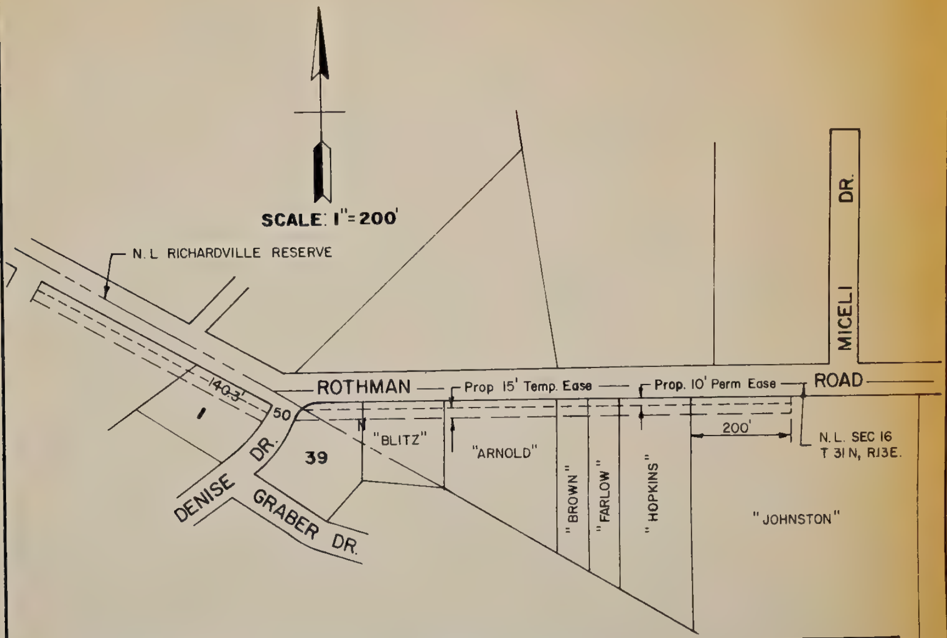
LOCATION

SECTION 16
T. 31 N. R.13 E.

LEGEND

-------- PROPOSED PERMANENT EASEMENT

— — — — PROPOSED TEMPORARY EASEMENT


SCALE: 1" = 200'
N. L. RICHARDVILLE RESERVE
ROTHMAN
Prop. 15' Temp. Ease
Prop. 10' Perm Ease
ROAD
MICELI DR.
1403'
50
1
39
N
"BLITZ"
"ARNOLD"
" BROWN "
" FARLOW "
" HOPKINS "
200'
N. L. SEC 16
T 31 N, R13E.
"JOHNSTON"
DR.
DENISE
GRABER DR.

ROTHMAN RD.-MAPLECREST SANITARY SEWER SEWER INTERCEPTOR EASEMENT RESOLUTION

157-77

PERMANENT & TEMPORARY

Reference Sewer Improvement Resolution 298-77

______________, 1977

PHILLIP R BOLLER L S 9846

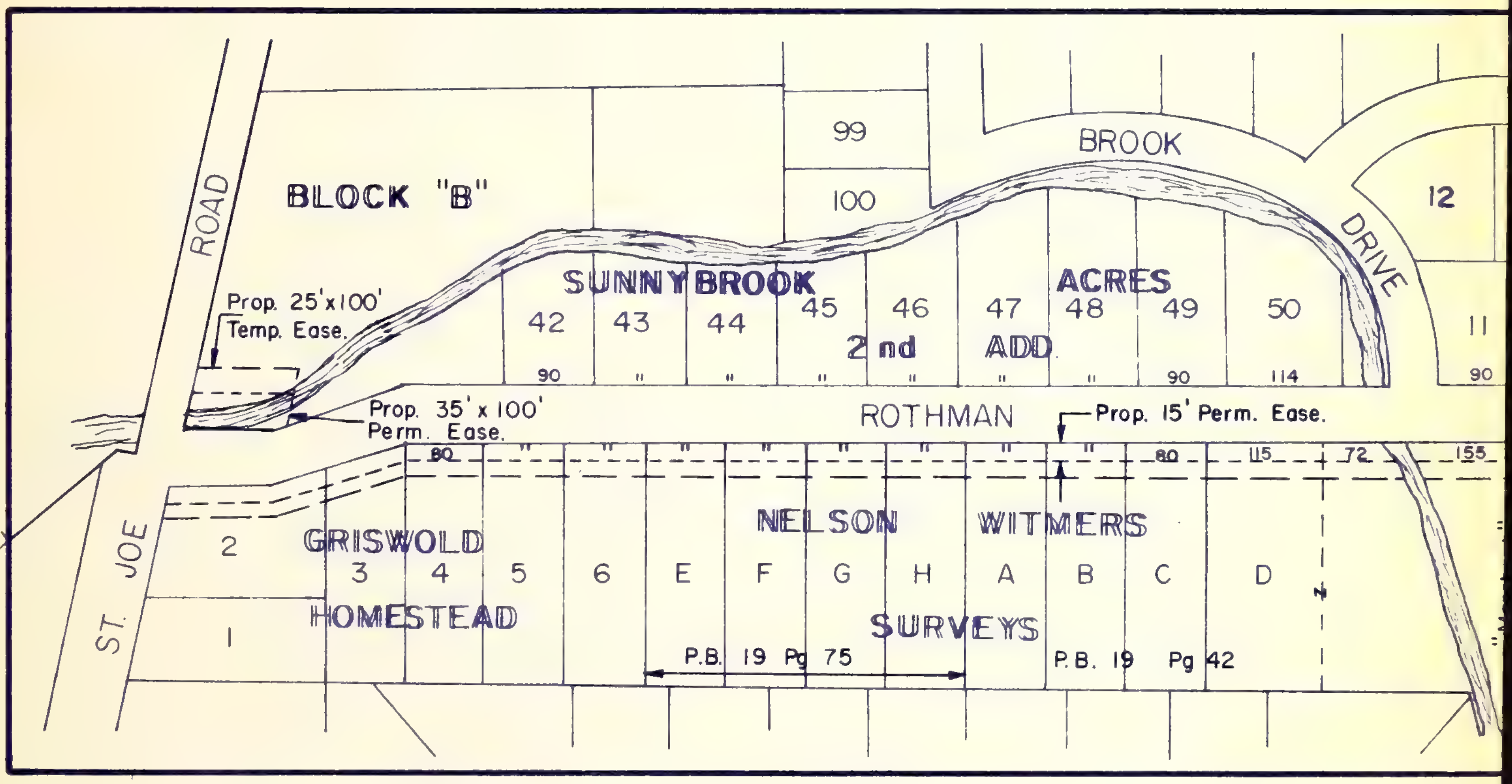
SHEET 3 OF 3 R D R 12-16-77

65-189-19

LOCATION

SOUTH HALF, SECTION 9
T 31 N, R 13 E.

SCALE


ST. JOE ROAD
BLOCK "B"
99
100
BROOK DRIVE
12
11
SUNNYBROOK ACRES 2nd ADD
42 43 44 45 46 47 48 49 50
90
114
Prop. 25'x100' Temp. Ease.
Prop. 35' x 100' Perm. Ease.
ROTHMAN
Prop. 15' Perm. Ease.
80
115
72
155
GRISWOLD HOMESTEAD
1 2 3 4 5 6
NELSON SURVEYS
E F G H
P.B. 19 Pg 75
WITMERS SURVEYS
A B C D
P.B. 19 Pg 42

ROTHMAN RD.-MAPLECREST SANITARY SE

EASEMENT RESOLUTION 157

PERMANENT & TEMPORARY

Reference Sewer Improvement Resolution 2

7061

DULY ENTERED FOR TAXATION

[illegible]

AUDITOR OF ALLEN COUNTY

INST. 9869

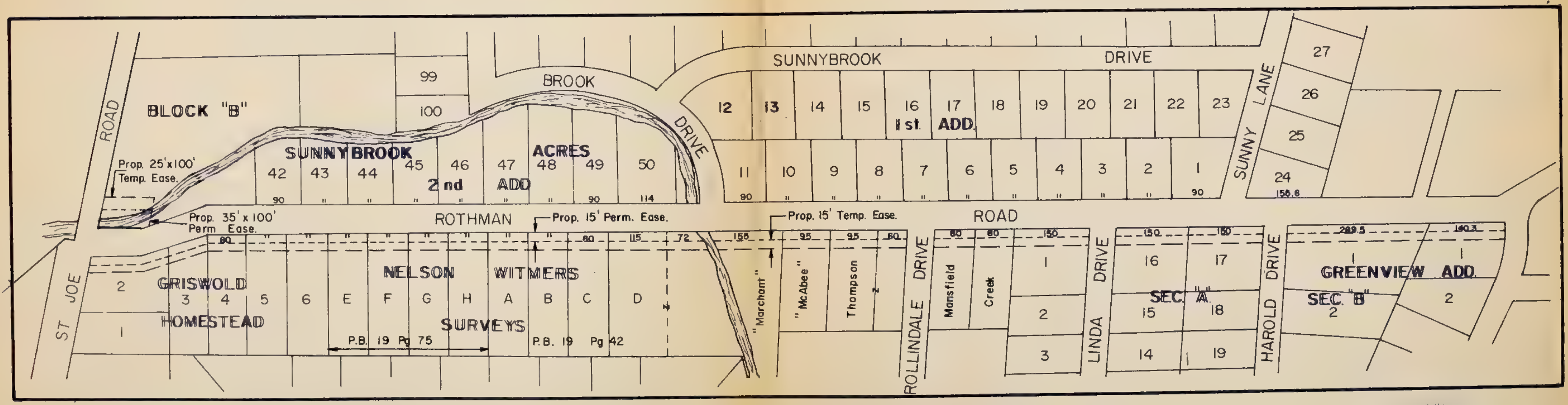
LOCATION

SOUTH HALF, SECTION 9
T 31 N, R 13 E.

LEGEND

--------	PROPOSED PERMANENT EASEMENT
— — — —	PROPOSED TEMPORARY EASEMENT

SCALE 1" = 200'

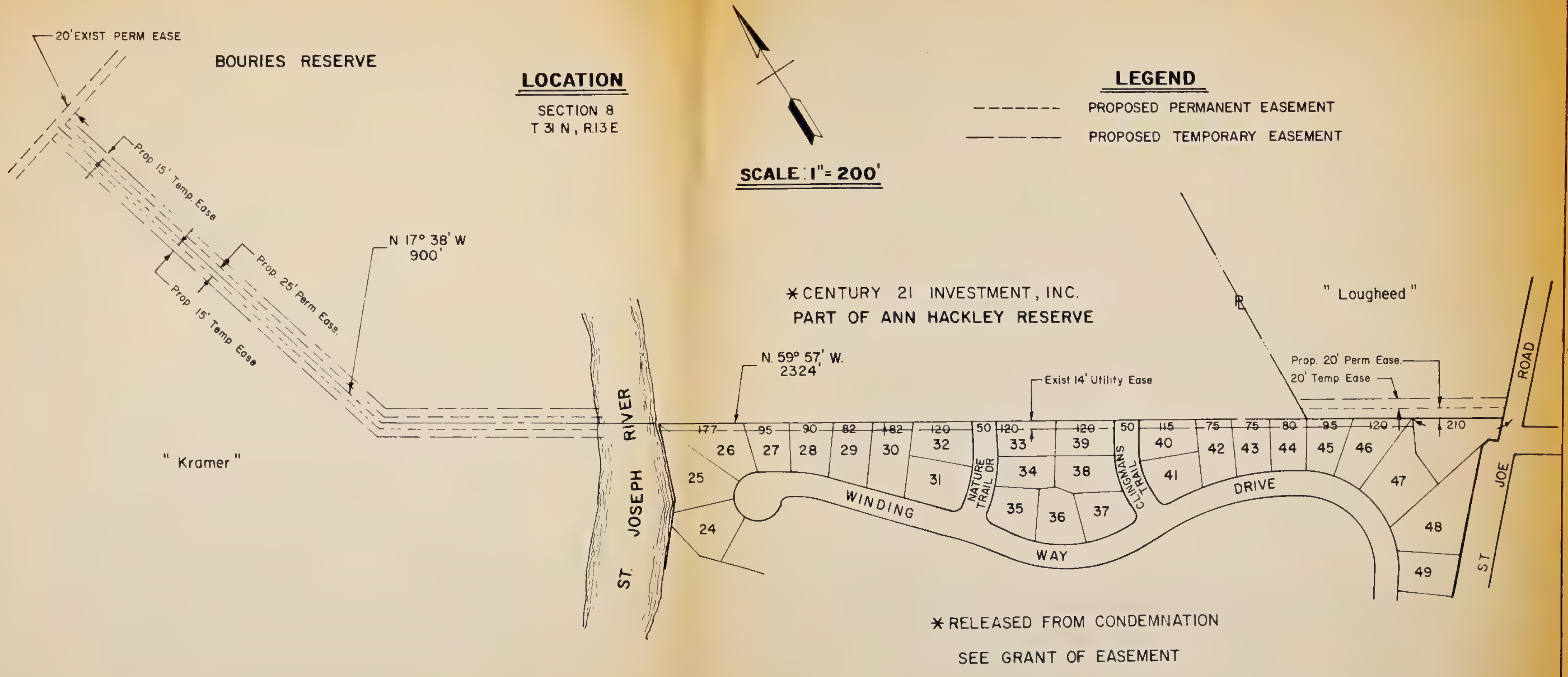

ST JOE ROAD
BLOCK "B"
99
100
BROOK DRIVE
SUNNYBROOK DRIVE
SUNNYBROOK ACRES 2nd ADD
42 43 44 45 46 47 48 49 50
90 " " " " " " 90 114
12 13 14 15 16 17 18 19 20 21 22 23
1st. ADD.
11 10 9 8 7 6 5 4 3 2 1
90 " " " " " " " " " 90
SUNNY LANE
27 26 25 24
158.6
Prop. 25'x100' Temp. Ease.
Prop. 35' x 100' Perm. Ease.
ROTHMAN ROAD
Prop. 15' Perm. Ease.
Prop. 15' Temp. Ease.
80 " " " " " " " " " " 80 115 72 158 95 95 60 80 80 150 150 150 289.5 140.3
GRISWOLD HOMESTEAD
2 3 4 5 1
6
NELSON WITMERS SURVEYS
E F G H A B C D
P.B. 19 Pg 75
P.B. 19 Pg 42
"Marchant"
"McAbee"
Thompson
ROLLINDALE DRIVE
Mansfield
Creek
1 2 3
LINDA DRIVE
16 17 15 18 14 19
SEC. "A"
HAROLD DRIVE
GREENVIEW ADD.
SEC. "B"
1 1 2 2

No 9846

ROTHMAN RD.-MAPLECREST SANITARY SEWER INTERCEPTOR
EASEMENT RESOLUTION 157-77
PERMANENT & TEMPORARY
Reference Sewer Improvement Resolution 298-77

__________, 1977

PHILLIP R. BOLLER L.S. 9846



20' EXIST PERM EASE
BOURIES RESERVE
LOCATION
SECTION 8
T 31 N, R 13 E
SCALE 1" = 200'
LEGEND
PROPOSED PERMANENT EASEMENT
PROPOSED TEMPORARY EASEMENT
Prop 15' Temp. Ease
Prop 25' Perm Ease.
Prop 15' Temp Ease
N 17° 38' W
900'
"Kramer"
ST. JOSEPH RIVER
*CENTURY 21 INVESTMENT, INC.
PART OF ANN HACKLEY RESERVE
N. 59° 57' W.
2324'
Exist 14' Utility Ease
℄
"Lougheed"
Prop. 20' Perm Ease.
20' Temp Ease
ROAD
JOE ST
177
95
90
82
82
120
50
120
120
50
115
75
75
80
95
120
210
24
25
26
27
28
29
30
31
32
33
34
35
36
37
38
39
40
41
42
43
44
45
46
47
48
49
NATURE TRAIL DR
CLINGMANS TRAIL
WINDING WAY
DRIVE
*RELEASED FROM CONDEMNATION
SEE GRANT OF EASEMENT

ROTHMAN RD.-MAPLECREST SANITARY SEWER INTERCEPTOR

EASEMENT RESOLUTION 157-77

PERMANENT & TEMPORARY

Reference Sewer Improvement Resolution 298-77

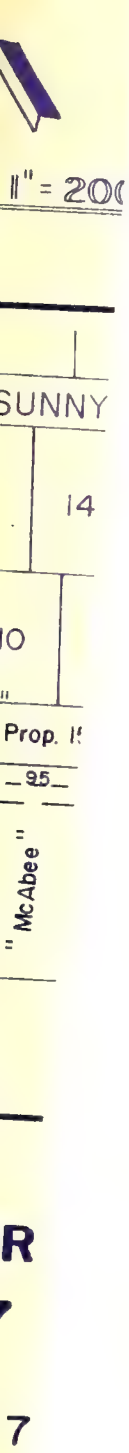
__________, 1977

PHILLIP R. BOLLER L.S. 9846

City Pl.

65-182-17

12/22



ROTHMAN ROAD SANITARY SEWER INTERCEPTOR

RESOLUTION NO. 298-77

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that the construction of a sanitary interceptor sewer which, from its size and character, is not only intended for use by the abutting property owners, but for the use of the general public of said sewer line, be and the same as hereby ordere

Beginning at an existing sanitary sewer manhole located 4300± LF south of and 2000± LF west of the centerline intersection of Leo Road and Brooks Road; thence southerly 891± LF to a proposed manhole; thence southeasterly 690± LF to a proposed manhole located 15± LF north of and 120± LF west of the northeast corner of Lot 26 of Riverbend Woods, Section I, an addition to the City of Fort Wayne, Allen County, Indiana; thence southeasterly 15± LF north of and parallel to the north boundary of said Riverbend Woods, Section I, 1670± LF to a proposed manhole located 40± LF east of and 55± LF north of the centerline intersection of St. Joe Road and Rothman Road.

Said manhole will terminate Phase I of this project.

Thence, continuing south 97± LF to a proposed manhole located 25± LF south of the centerline of Rothman Road; thence continuing southeasterly 3200± LF along and parallel with the south right-of-way line of Rothman Road to a proposed manhole located 25± LF south of and 750± LF east of the centerline intersection of Rothman Road and Denise Road; thence northeasterly 63± LF terminating at an existing sanitary sewer manhole located 20± LF north of and 800± LF east of the intersection of Rothman Road and Denise Road.

This will terminate Phase II of this project.

Said sewer shall be 15" and 24" in diameter, with all appurtenances to be construc in accordance with the plans, profiles, special details and specifications now on file in the office of the Board of Public Works of said City, and shall be used fc sanitary purposes only.

All work done in the making of the aforementioned public improvement shall be in accordance with the terms and conditions of the resolution aforementioned and the plans, profiles, special details and specifications now on file in the office of the Board of Public Works of said City.

It is hereby found by said Board of Public Works that the cost of said improvement shall be paid by the City of Fort Wayne, Indiana out of monies from the Sewer Utility Fund. It is further found by said Board of Public Works that in the event any present or future owner of any property who shall desire to use said sanitary sewer by direct tap or through the extension or connection of lateral or local lines discharging into said sanitary sewer, shall be benefited and shall pay a reimbursement fee as determined by final audit of construction cost, legal fees and engineering fees, to the City of Fort Wayne, Indiana for City funds expended for the construction of this project. These tap-in fees shall be in addition to area connection fees due the City of Fort Wayne City Utilities by authority of Resolution 61-140-11, St. Joe Interceptor.

WHEREAS, I.C. 19-2-7-16 (Burns 48-3963)requires as a condition of tapping into or connecting to a municipally operated sanitary sewer that property owners and their successors must release their right to remonstrate against pending or future annexation by said municipality,

WHEREAS, the Board of Public Works of the City of Fort Wayne wishes to duly inform property owners affected by sewer improvement resolution 61-140-11 that they will waive said right to remonstrate against pending or future annexation by the City of Fort Wayne when connection is made to the sanitary sewer constructed under subject resolution.

65-182-7 H.I
12/19/77

SIDEWALK IMPROVEMENT RESOLUTION

No. 57 [illegible] -1977

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, that it is deemed necessary to construct sidewalk on Spy Run Avenue - West Side Adjacent Historic Old Fort

from the north sidewalk line of St. Marys River Bridge

to ~~the~~ a point ~~line of~~ 600 Feet ± northeast thereof

to a width of six (6) feet

NOTE: West driving lane and gutter line will be wedged in with H.A.C. to conform to newly established sidewalk grade

all in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost of said improvement shall be assessed ~~upon the real estate abutting on said as above described and~~/100% upon the City of Fort Wayne, Indiana, if the said city is benefited by said improvement, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments, with interest at the rate of ~~five~~ six per cent. per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the City from the assessments for such improvement, or such moneys as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 19 day of December, 1977.

BOARD OF PUBLIC WORKS:
Henry P. Wehrenberg
Ethel W. LaMar
May G. Scott

CALHOUN PRESS

65-180-13 H.I
12/15/77

SIDEWALK IMPROVEMENT RESOLUTION

No. 5792 - 1977

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, that it is deemed necessary ~~to construct sidewalk on~~ for the removal and replacement of sidewalk and curb on Home Avenue

from the west curb line of Broadway

to the east curb line of Thompson Avenue

to a width of five (5) feet 4 inch depth and 6" x 20" Type III curb.

all in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost of said improvement shall be assessed at 75% of sidewalk and 50% of curb upon the real estate abutting on said Home Avenue as above described and 25% and 50% respectively upon the City of Fort Wayne, Indiana, if the said city is benefited by said improvement, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments, with interest at the rate of ~~five~~ six per cent. per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the City from the assessments for such improvement, or such moneys as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 15 day of December, 1977.

BOARD OF PUBLIC WORKS:
Henry P. Wehrenberg
Ethel W. LaMar
May G. Scott

CALHOUN PRESS

65-167-10 H.I.
12/5/77

AGREEMENT

ENGLE ROAD-ARDMORE ROAD INTERSECTION

This Agreement, made this 30th day of November, 1977, by and between Allen County Board of Commissioners, hereinafter referred to as "County", and The Board of Public Works of the City of Fort Wayne, hereinafter referred to as "City".

WHEREAS, City and County are desirous of improving the Engle-Ardmore Intersection by widening from an existing width of twenty-four (24) feet to a uniform width of thirty-six (36) feet, both north and south of Engle Road on Ardmore, and east of Ardmore on Engle Road, and one-hundred thirty (130) feet west of Ardmore on Engle Road, plus one-hundred fifty (150) foot tapered lanes, and

WHEREAS, said road lies partially within the Corporate Limits of the City of Fort Wayne and partially in the County of Allen, and

WHEREAS, the County and City are planning to improve both Ardmore and Engle Roads in the short range and long range planning and, further, said proposed project compliments both plans, and

WHEREAS, said road carries a high volume of traffic, and said intersection has been determined to be a high hazard intersection due to the number of accidents incurred,

NOW, THEREFORE, the City and County for the considerations hereinafter named agree as follows:

1. City agrees to prepare engineering plan, drawings, cost estimate, specifications, bid documents, advertise the project, receive bids and supervise construction. The City further agrees to negotiate and acquire a fifty foot by fifty foot right-of-way corner-cut at the southeast corner of Ardmore and Engle Road.
2. The County will acquire the necessary right-of-way on the northeast, northwest, and southwest corners of Ardmore and Engle Roads.
3. The City and County agree to share the cost of said road improvement, including engineering, in proportion to the respective jurisdictional areas existing at the date of this agreement. This percentage of participation has been determined to be

County	47%
City	53%

4. Finally, the City of Fort Wayne agrees to provide, install and maintain a traffic signal at the intersection of Ardmore and Engle Roads at no cost to Allen County.
5. Each party agrees to expedite this work to allow for construction to commence in late April, 1978.

IN WITNESS WHEREOF, the parties hereto have executed this agreement the day and year first written above.

The commitments made above by the Allen County Commissioners are subject to the approval of funding by the Allen County Council.

COUNTY

Allen County Board of Commissioners

ATTEST:

Allen County Auditor

CITY

Board of Public Works

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

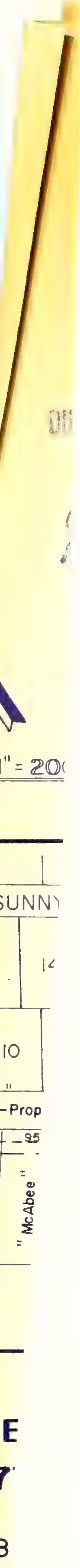
Ethel H. LaMar
Ethel H. LaMar, Member

Max G Scott, Member

Mayor: Robert E Armstrong
Robert E. Armstrong

ATTEST:

Ursula Miller
Clerk


"= 20
SUNNY
14
10
-Prop
95
"McAbee"
E
7
3

65-163-12

H.I. 55
11/30/77

RESOLUTION NO. 300-1977

ASHINGTON CENTER ROAD LIFT STATION ELIMINATION, PHASE I - ALTERNATE

d by the Board of Public Works of the City of Fort Wayne, Indiana, that the
ction of a sanitary interceptor sewer which, from its size and character,
only intended and adapted for use by property holders whose property abuts
the line of the said sewer, but is also intended and adapted for receiving
from collateral drains already constructed or which hereafter may be con-
ed, be and the same is hereby ordered.

INE

ing at an existing sanitary sewer manhole located 30± L.F. west of and
F. south of the northeast corner of Lot #31 of Paper Mill Bluffs, Section I;
, westerly 650± L.F. to a proposed manhole located 40± L.F. south of the
west corner of Lot #98 of Paper Mill Bluffs, Section II; thence westerly
L.F. terminating at a proposed manhole located 55± L.F. south of the northwest
er of Lot #96 of Paper Mill Bluffs, Section II.

d sewer shall be 18 inches in diameter, with all appurtenances to be constructed
accordance with the plans, profiles, special details and specifications now on
le in the office of the Board of Public Works of the said City, and shall be used
or sanitary purposes only.

All work done in the making of the aforementioned public improvement shall be in accordance with the terms and conditions of the resolution aforementioned and the plans, profiles, special details and specifications now on file in the office of the Board of Public Works of said City.

It is hereby found by said Board of Public Works that the cost of said improvement shall be paid by the City of Fort Wayne, Indiana, out of the monies from the Sewer Utility Fund. It is further found by said Board of Public Works that in the event any present or future owner of any property who shall desire to use said sanitary interceptor by direct tap or through the extension or connection of lateral or local lines discharging into said sanitary interceptor sewer, shall be benefited and shall pay, in addition to a tap-in fee for this resulution, a reimbursement fee to the City of Fort Wayne, Indiana as recorded by Resolution No 61-140-11 adopted by the Board of Public Wotks, September 26, 1974.

ADOPTED THIS 30 DAY OF November, 1977.

Henry P. Wehrenberg
HENRY P. WEHRENBERG, CHAIRMAN

Ethel H. LaMar
ETHEL H. LAMAR, MEMBER

MAX G SCOTT, MEMBER

ATTEST:

Ursula Miller
Ursula Miller, Clerk

65-167-7

12/s

ENGINEERING TECHNICAL SERVICES
AGREEMENT BETWEEN CITY OF FORT WAYNE, OWNER
AND
CITY UTILITIES, ENGINEERING TECHNICAL SERVICES

ARTICLE I: GENERAL PROVISIONS AND INTENT OF CONTRACT

1. This contract shall be deemed to have been made in and shall be construed under the laws of the State of Indiana.
2. The Owner's agent for purposes of this agreement is the Board of Public Works.
3. The term "Engineer" means the City Utilities Engineering Technical Services Department who will perform the services; and the term is collectively to include consultants and all other persons, firms, or corporations employed by the Engineer in connection with this contract.
4. The Engineer shall perform services under this contract in a skillful and competent manner in accordance with the highest standards of the architectural and engineering professions. The Engineer shall be responsible to the Owner for errors or omissions in design and failure to perform this agreement.
5. Where written approval by Owner is required for the Engineer's project representative, any consulting engineer or specialist, or other person whose services are to be provided by the Engineer, the Owner reserves the right to request the replacement of such person(s) if in the judgment of the Owner any such person(s) is unsatisfactory. The Engineer will not remove such person(s) without the Owner's prior approval.
6. "Written Notice" shall be sufficiently given when delivered or sent by United States mail to the Engineer at his address, as shown in the agreement, or to the Owner's agent.
7. All time limits as stated in this contract are of the essence.
8. The specifications shall, where possible, permit a choice of materials and equipment and shall be worded in such manner as to invite competition.
9. All costs incurred by the Engineer in the performance of his obligations under this contract are included in the fixed fee unless reimbursement specifically is provided for herein.
10. The Engineer will not divulge information concerning this project to anyone (including, for example, information in applications for permits, variances, etc.). He will obtain similar agreements from persons and firms employed by him. The Owner reserves the right to release all information as well as to time its release, form and content. This requirement shall survive the expiration of the contract.

11. The Owner reserves the right to employ other architects, engineers, and consultants in connection with the work.

ARTICLE II: ENGINEER'S SERVICES

1. Engineer's Project Representative. The Engineer shall assign to the work a competent project representative who shall coordinate all phases of the work including additions and revisions thereto until final acceptance of the contruction project. The project representative's educational background and job experience shall be submitted to the Owner for review. The representative shall be approved by the Owner in writing. He shall be available to the Owner at all reasonable times.

2. Engineering Submittals.

   (a) The Engineer shall submit his work in accordance with the contract document entitled "Engineering Procedures and Design Submittals".

   (b) The Owner reserves the right to review the drawings and documents at the office of the Engineer and his consultants.

   (c) All submittals are subject to sequential review and approval by the Owner. In the event that any submittal is not approved by the Owner, it will be revised appropriately by the Engineer until approved by the Owner. If the Engineer does not agree with the Owner's recommended revisions, he shall submit his reasons therefore to the Owner in writing.

   (d) Notwithstanding recommendations or approval by the Owner, the Engineer shall not be relieved from his responsibility for the adequacy of design and workability of details.

3. General Services.

   (a) Confer with representatives of the Owner and the contractor.

   (b) Retain and pay for the services of consulting engineers and all other specialists as are normally required for the design of projects of comparable character; secure the Owner's written approval of such consultants or specialists; require such consultants and specialists to perform periodic "on-site" inspections.

   (c) Comply with the instructions and recommendations of Owner's insurance carrier, as approved by the Owner.

   (d) Prepare plans and specifications to comply with all applicable laws, regulations, ordinances, and requirements of government authorities and agencies having jurisdiction over the facility to be constructed.

(e) Prepare and file as required after prior approval by the Owner, applications with substantiating documents and necessary information to obtain all necessary approvals, permits, and licenses from government authorities and agencies having jurisdiction with respect to any part of the work; and make appeals of adverse decisions where required by the Owner.

(f) Assist the Owner in evaluation and selection of contractors and acceptance of subcontractors and material suppliers.

(g) Defend all lawsuits or claims and save Owner harmless from liability or loss for alleged infringement of any patent rights for a product, process or other item specified.

(h) Render to Owner all assistance which the Owner may require with respect to claims made or actions brought against the Owner relating to the work including, without limitation, review of claims and participation in negotiations, which assistance shall be rendered both before and after the Engineer has otherwise completed performance under this contract.

4. Administration of Construction.

(a) General.

(i) Review contractor's initial cost breakdown which will be used as the basis for contractor's progress payments.

(ii) Review and approve shop drawings and construction material samples.

(iii) Interpret contract documents and resolve unanticipated field problems by "on-site" visits.

(iv) Provide "on-site" inspections to assure conformance of the work with the contract documents, and to identify and reject defective or deficient work.

(v) Attend and prepare minutes of field meetings. Such meetings shall be held at regular intervals and as may be required.

(vi) Prepare progress reports and evaluate project schedules.

(vii) Issue bulletins and change orders as approved by the Owner.

(viii) Verify and approve quantities of work put in place during the preceding month on contractor's application for payment.

(ix) Witness and approve field tests and equipment performance tests, and supervise the start-up and check-out of major and specialized systems, such as, but not limited to, energizing of switch gear, waste treatment facilities, water facilities, etc.

(x) Prepare punch lists at time of substantial completion of construction, with subsequent inspections until final completion.

(xi) Issue certificates of completion, attesting to the fact that the construction has been completed in accordance with plans and specifications, and in accordance with all applicable laws, regulations, ordinances, and requirements of government authorities and agencies having jurisdiction.

(xii) Review and approve for accuracy and completion of "as-built" drawings, and operation and maintenance manuals prior to the Engineer's submission of same to Owner and prior to certification of contractor's application for final payment.

(b) Resident Field Supervision.

(i) Provide full-time resident field supervisor on a reimbursable basis under the terms of the agreement, if requested by the Owner, and secure the Owner's written approval of such field force personnel.

(ii) The duties of such field force personnel shall include, but not be limited to the following:

(1) Inspection of all work to determine the progress, quality, quantity, and conformance of the work in accordance with the contract documents.

(2) Issuing of field orders as directed by the Owner's project manager.

(3) Observance of contractor's safety measures for protection of persons and property.

(4) To advise the Owner of problems, such as strikes, delays in receipt of materials, adverse ground conditions, etc., which may affect the construction schedule.

(5) Participation in job coordination meetings with the Owner, Engineer, and contractor.

(6) Maintain an up-to-date set of drawings reflecting "as-built" conditions of the work at all times.

(7) Maintaining a daily log record of construction progress and submitting weekly construction progress reports to the Owner.

(8) Coordination with local agencies and utility engineering departments, as may be required, for the tie-in of new facilities.

(9) Verification of contractor's statement of quantities of materials priced on a unit cost basis; reimbursable field costs of the contractor, if any, for authorized overtime and time and material work; and amount of construction "work in place" completed each month for purpose of the contractor's application for payment.

(10) Performance of such other related duties as may be required by the Owner's project manager.

ARTICLE III: CHANGE IN FIXED FEE

1. Adjustment of the Engineer's fixed fee will be made only in the event that the Owner materially increases or decreases the scope of work, or if additional design services are required due to conditions beyond the control of the Owner. The Engineer shall not perform work which he believes involves a change in the fixed fee without prior written agreement as to the extent of such work and the adjustment to the fixed fee.

2. All changes in the work directed by the Owner subsequent to acceptance and approval of Engineering design submittals, and by issuance of bulletins and change orders will be performed as reimbursables under Article IV hereof without any increase in fixed fee, except as provided in Article III-1 above. The Engineer shall not be reimbursed for bulletins and change orders resulting from errors or omissions attributable to the Engineer.

ARTICLE IV: REIMBURSABLES

1. Owner shall reimburse the Engineer for the actual cost of the following services:

   (a) Reproductions requested by Owner.

   (b) Special services requested by Owner such as tests, surveys, models, renderings and photographs, except as otherwise specifically required by the contract documents.

(c) Travel, when approved in advance by the Owner, for the Engineer and his technical personnel from the Engineer's office to any location outside the general area of the office; and for travel of the field force from the construction site to any locations outside the general area of that site. Reimbursement shall be limited to:

  (i) Reasonable actual costs of any taxi, bus, railroad, or air travel (coach class where practicable).

  (ii) Transportation by automobile at fifteen cents (.15¢) per mile, plus tolls and parking.

  (iii) Reasonable actual lodging expenses and meals incurred while traveling.

(d) Resident field representation at construction site as provided for in the agreement.

(e) For revisions directed by the Owner subsequent to acceptance and approval of Engineeeing design submittals, and for issuance of bulletins and change orders, Owner will pay the Engineer 2.25 times the actual straight-time salaries of the Engineer's and his consultant's technical personnel engaged in such change work. The term "technical personnel" as used in the contract and contract documents shall not include principals, officers, Engineer's project representative, or other overhead management, administrative, or clerical personnel. The 2.25 multiplier is intended to cover all payroll taxes, insurance, overhead, and profit, and all other related costs not specifically reimbursable. Invoiced charges for such work shall be itemized by reference to applicable bulletins or other written design change documents.

(f) If the Owner directs overtime work (excluding any overtime necessary to maintain the contract schedule), the Engineer shall submit individual time sheets as a basis for reimbursement for technical personnel engaged in such overtime work. Owner will reimburse the Engineer for the premium portion of overtime wages actually and normally paid by the Engineer to such technical personnel, but without mark-up of any kind on the premium portion of wages.

(g) If the Owner directs the Engineer to obtain the services of specialists or consultants not normally required for design projects of comparable character, Owner will reimburse the Engineer for the actual cost charged to the Engineer for such services as first approved by Owner.

2. The Engineer shall immediately submit to the Owner, for approval, a schedule of the straight-time salaries of his personnel, including his consultants, indicating name, position or duty, hourly rate, schedule of normal work week hours, and premium wages for overtime hours as applicable to all "technical personnel" to be assigned to the work.

3. The Engineer shall maintain separate cost records as to all reimbursables, which accounts and records shall be open to inspection and audit by Owner or its authorized representatives at all reasonable times during the term of this contract and for three years thereafter.

ARTICLE V: PROGRESS PAYMENTS

1. The Owner will make partial payments of the fixed fee in accordance with the schedule as established for the phases of the work as set forth in the contract.

2. Applications for payment shall be made monthly and shall be separated into fee and reimbursable charges. Reimbursable charges shall be itemized and supported by reasonable documentation to show the actual or agreed upon costs thereof. Reimbursable charges for change work shall indicate the applicable field order, bulletin and change order involved. All hours and rates shall be extended into dollar amounts.

3. Owner will make payment within fifteen (15) days after receipt and approval of the Engineer's application for payment.

4. Final payment by the Owner to the Engineer shall be conclusive as the Owner's performance of this contract and the Engineer has no unsettled claims against the Owner.

ARTICLE VI: OWNER'S RIGHT TO WITHHOLD PAYMENTS

1. Owner shall have the right to withhold from payments due the Engineer such sums as necessary to protect it against any loss or damage which may result from negligence or unsatisfactory work by the Engineer, failure by the Engineer to perform his obligations, or claims filed against the Engineer or the Owner relating to the Engineer's service or work.

ARTICLE VII: ARBITRATION

1. Any controversy or claim arising out of or relating to this contract, or the breach thereof, shall be settled by arbitration in accordance with the Construction Industry Arbitration Rules of the American Arbitration Association, and judgment upon the award rendered by the arbitrator(s) may be entered in any court having jurisdiction thereof. Either party may require a panel of three arbitrators.

ARTICLE VIII: OWNERSHIP OF DOCUMENTS

1. All drawings, specifications, computations, sketches, test data, survey results, models, photographs, renderings, and other material relating to this project or prepared in connection therewith, are the property of the Owner and will be delivered to the Owner, if requested by the Owner, upon completion of construction, or termination of this agreement.
2. Owner may use material prepared by the Engineer without reservation.

ARTICLE IX: TERMINATION

1. Owner may terminate the Engineer's services under this contract upon seven (7) days written notice. In such event, the Engineer shall be paid that portion of his fee that is due according to the degree of completion of his services as of the date he receives such notice, and for reimbursables rendered to that date.

ARTICLE X: ASSIGNMENT OF THE CONTRACT

1. This contract shall not be assigned by either party without the written consent of the other.

THIS AGREEMENT AND INDENTURE made and entered into this, the 5 day of December, 1977.

IN FAITH WHEREOF, Witness the hands and seals of both parties on the day and year in this agreement first above written.

BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H. LaMar, Member

Max G Scott
Max G Scott, Member

ATTEST:

Ursula Miller
Clerk to Board
Ursula Miller

MAYOR:

Robert E. Armstrong
Robert E. Armstrong

CITY UTILITIES
CITY OF FORT WAYNE, INDIANA

BY:
Edmund Stanczak, General Superintendent

65-157-19 H.
11/23/77

Form 1929

Improvement Resolution

FOR ~~STREET OR~~ ALLEY

No. 5790-1977

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve the alley between Florida Drive and Alabama Avenue.

from the north property line of Forest Avenue

to the south property line of State Boulevard

By draining, ~~curbing,~~ grading and paving the roadway to a uniform width of twelve (12) feet ~~with Sheet Asphalt, Asphaltic Concrete upon a six (5) inch Concrete foundation, Six (6) inch Plain Concrete or with 8" Macadam, 2" Binder and 1" Asphalt Top.~~

with 7" plain concrete

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

A maximum cost of 75% of the total cost ~~The total cost of said improvement~~, excepting the cost of street and alley intersections, shall be assessed upon the real estate abutting on said Alley as above described and on property within 150 feet of the line of the Alley to be improved, and 25% of the total cost upon the City of Fort Wayne, Indiana, to the extent of the street and alley intersections. All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Muncipal Corporation," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred, are to be paid in ten equal installments, with interest at the rate of six (6) ~~five (5)~~ per cent, per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the city from the assessments for such improvement, or such moneys as said city is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 23 *day of* November, 1977

BOARD OF PUBLIC WORKS:
Henry P. Wehrenberg
Ethel W. LaMar
May G. Scott

6 CALHOUN PRESS

65-132-4

65-155-10

IMPROVEMENT RESOLUTION

FOR STREETS

NO. 5791 - 1977

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, that it is deemed necessary to improve by resurfacing and restoring pavement, curbing, driveway approaches, and corner wingwalks as designated on the following streets to be known as:

1. Curdes Avenue - From the west curb line of Crescent Avenue to the east pavement line of Kentucky Avenue.
2. Fifth Street - From the west curb line of Wells St. to the east curb line of Barthold Street.
3. Barr St. - From the south property line of Douglas Avenue to the south curb line of Washington Blvd.
4. Weisser Park - From the north curb line of Pontiac Street to the south curb line of Buchanan Street.
5. Putnam Street - From the west curb line of Jessie Avenue to the east curb line of Poinsette Drive.
6. St. Joe Road - Acceleration lane on east side between State School Drive and Canterbury Green Entrance.

with Hot Asphalt Base (as per design mix formula)
with Hot Asphalt Binder (as per design mix formula)
with Hot Asphalt Top Surface (as per design mix formula)

All in accordance with the specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid by the City of Fort Wayne, Indiana, from monies appropriated from Revenue Sharing Funds.

ADOPTED, this 23 day of November, 1977.

BOARD OF PUBLIC WORKS

CITY OF FORT WAYNE, INDIANA

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H. LaMar, Member

Max G Scott
Max G Scott, Member

ATTEST: Ursula Miller
Clerk

/

65-148-23 H.I.
11/16/77

RESOLUTION NUMBER: 65-148-23

RESOLUTION CONCURRING IN THE FUTURE CONVEYANCE TO LOCAL CONTROL OF PORTIONS

OF: S.R. 37 from Maumee Avenue north to U.S. 30 (commonly known as Bypass).

WHEREAS, existing state statutes provide that the line of actual location of a State Highway may deviate from the location of the public highway as actually traveled at such time such public highway was designated as a State Highway as may be deemed expedient by the State Highway Commission, in order to shorten distance, eliminate steep grades or sharp turns, widen narrow portions, or otherwise promote public convenience and safety; and

WHEREAS, the Indiana State Highway Commission proposes to reconstruct the above noted segment of an existing State Highway and certain portions of the new facility may be on a new location removed from the present roadway. In such event, the State Highway Commission may designate that those portions of the existing roadway shall no longer be considered as a State Highway, and the same shall be conveyed to local jurisdiction; and

WHEREAS, the Indiana State Highway Commission, as an established policy and practice will place such portions of roadway, which are to be conveyed to local control, in a reasonable state of maintenance compatible with anticipated usage as determined by the State Highway Commission; now

THEREFORE, the City of Fort Wayne does hereby agree to accept the conveyance of portions of the existing roadway within the geographical limits of our jurisdiction into our maintained system of streets or roads upon completion of the construction of the new state highway facility, and notification of formal conveyance of the Indiana State Highway Commission.

Dated this 16 day of November, 1977.

Robert E Armstrong
ROBERT E. ARMSTRONG, Mayor

Henry P. Wehrenberg
HENRY P. WEHRENBERG, Chairman - BOARD OF PUBLIC WORKS

Ethel H. LaMar
ETHEL H. LAMAR, Member

Max G Scott
MAX G SCOTT, Member

STATE OF INDIANA)
) ss:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared ROBERT E. ARMSTRONG, Mayor of City of Fort Wayne, Indiana; HENRY P. WEHRENBERG, Chairman of Board of Public Works; ETHEL H. LAMAR, Member of Board of Public Works; and MAX G SCOTT, Member of Board of Public Works, who acknowledged the execution of the foregoing resolution.

WITNESS my hand and notarial seal this 16 day of Nov., 1977.

NOTARY

My Commission Expires:
11/30/80

STATE of INDIANA

INDIANA STATE HIGHWAY COMMISSION
100 North Senate Avenue
Indianapolis, Indiana 46204

INDIANAPOLIS
Room 1101, State Office Building
317-633-5816

REPLY TO

FORT WAYNE DISTRICT OFFICE
5333 HATFIELD ROAD
FORT WAYNE, INDIANA 46808
PHONE 219-484-9541

October 21, 1977

The Honorable Robert E. Armstrong .
Mayor of City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Attention: Mr. Howard A. Biggs, City Engineer

RE: Transfer to Fort Wayne -
S.R. 37 from Maumee to U.S. 30 Bypass

Dear Mayor Armstrong:

The Indiana State Highway Commission is just completing contract R-11074 for resurfacing Anthony Blvd. from Maumee to Crescent. This fulfills the State Highway's remaining obligation for improvements to S.R. 37 as originally included in the Memorandum of Agreement dated June 5, 1975.

To facilitate approval of the resolution for change of jurisdiction your signature would be needed agreeing to the satisfactory completion of contract R-11074 and to the immediate acceptance of the described streets.

A detailed description of the proposed boundaries of jurisdiction is attached. Please contact us at any time if there are any questions.

OCT [illegible] 1977

Sincerely,

Bernard L Drerup

Bernard L. Drerup
District Development Engineer

Raymond L Hawk

Approved By: Raymond L. Hawk
District Engineer

RLH:BLD:rrf

c.c. File

Attachment

Form M-176
Rev. 12-67

FORM FOR ABANDONMENT OF ROADS

INDIANA STATE HIGHWAY COMMISSION
DIVISION OF MAINTENANCE
Indianapolis, Indiana

State Road 37 City ~~or~~ ~~County~~ Fort Wayne

---

1. New Construction (if any)
This is to inform you that construction has been completed on Resurface
State Road No. 37 Section U-231 Contract No. R-11074 Project No. ------

From: Maumee Avenue

To: Crescent Avenue

The above portion of Road is now open to traffic.

---

2. Description of a portion of highway recommended to be abandoned to Fort Wayne City ~~or~~ ~~County~~.

Road No. 37 Section U-231 *Contract No. Project No.

Item Old S.R. 37
Old Road, S-Line, Relocated County Road, Frontage Road, etc.

From: North property line of Maumee Avenue

To: South Right-of-Way line of U.S. 30 Bypass [Approximately station 148+00 Line "S.R. 37C" Project U-724(15)], except Washington Blvd. Right-of-way.

*Contract No. covering portion to be abandoned.
This may differ from #1.

Length 2.70 miles
Portion to be abandoned

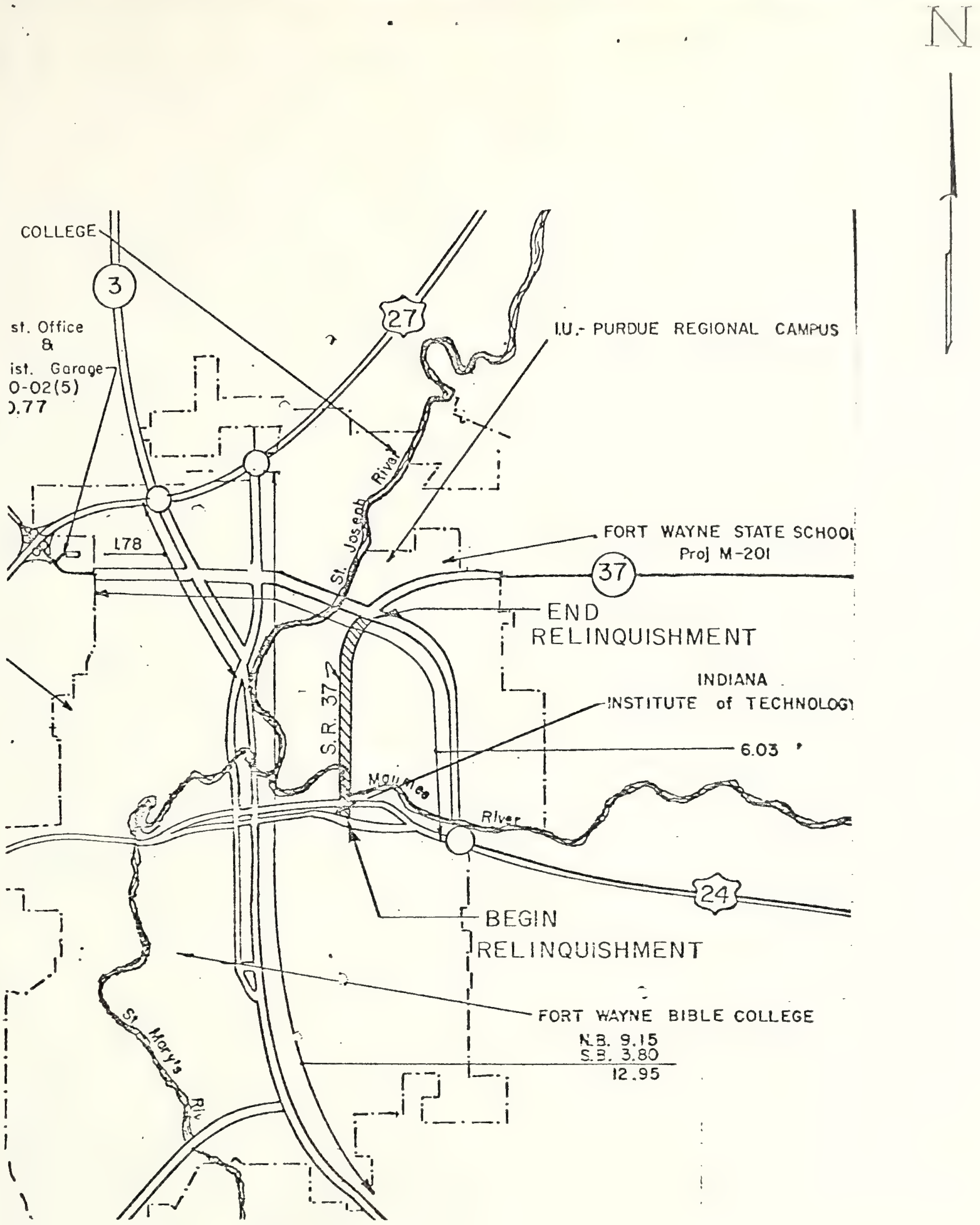
See Attached Sketches

Recommended by:

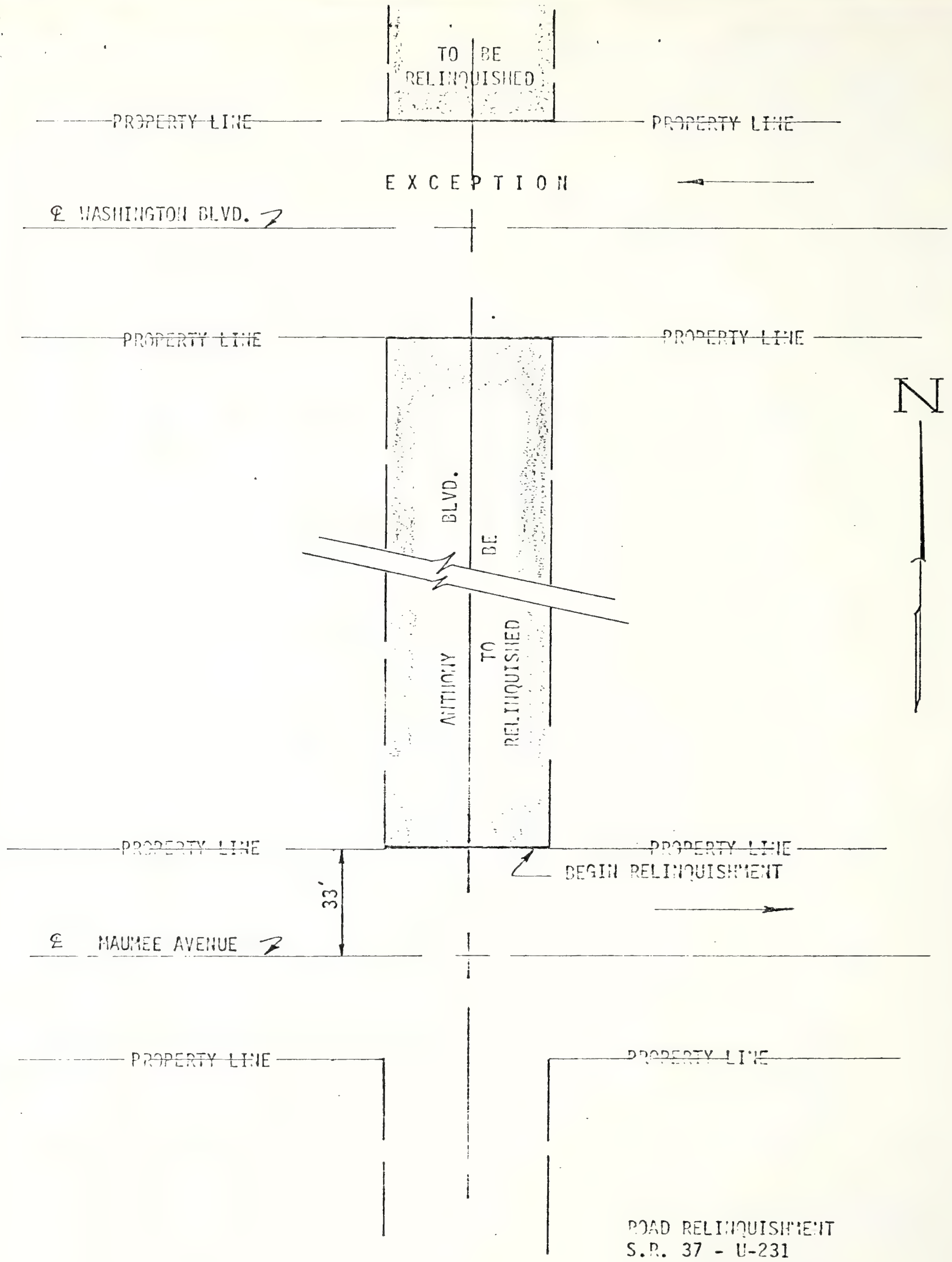
District Engineer

Date 19

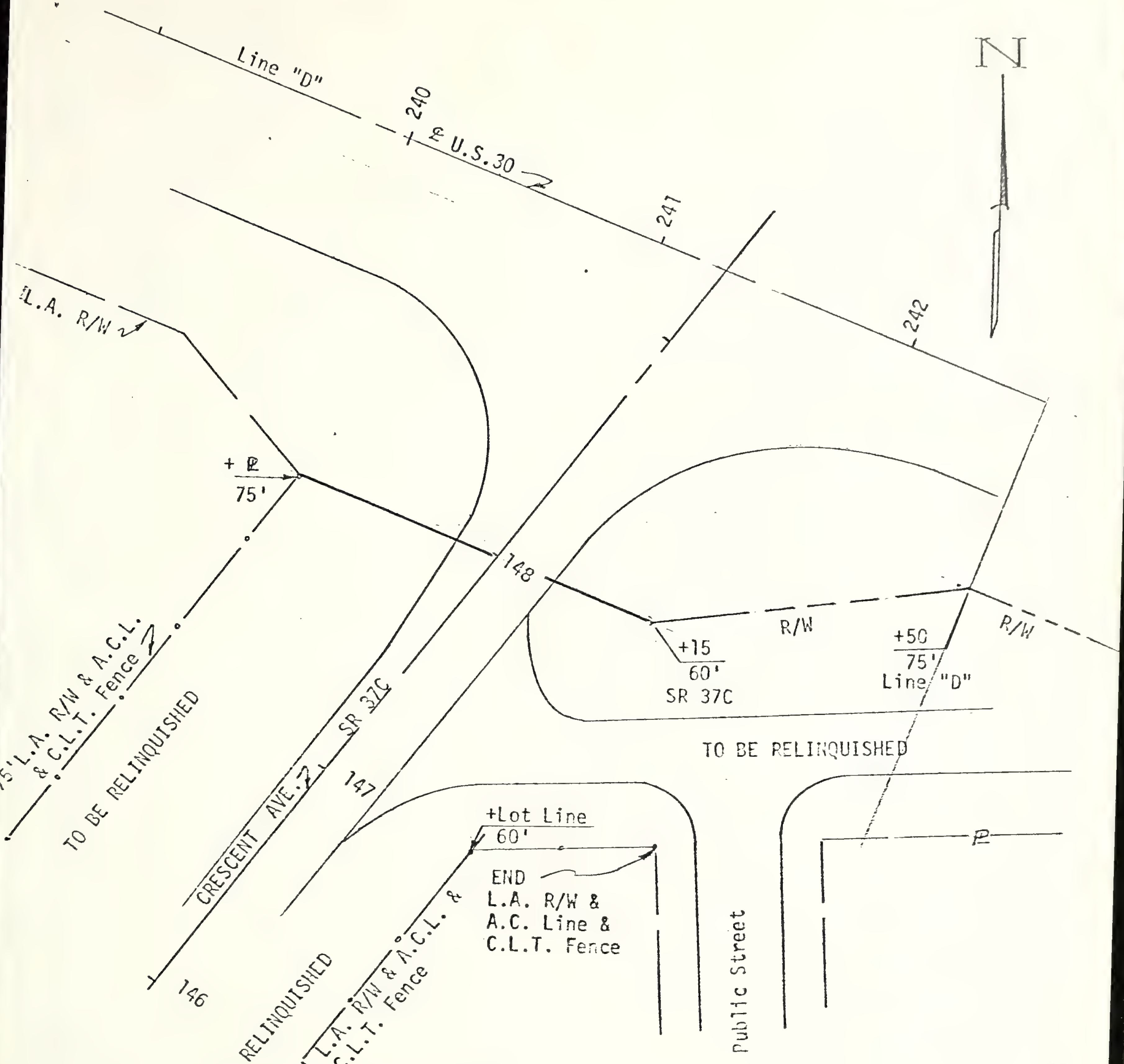
NOTE: In describing the location to be abandoned give station numbers as well as local description, when possible. Submit a sketch or drawing showing old and new locations. Also detail for intersections or other locations to show exact abandonment.


N
COLLEGE
3
st. Office
&
ist. Garage
0-02(5)
).77
27
I.U.- PURDUE REGIONAL CAMPUS
178
St. Joseph River
FORT WAYNE STATE SCHOO
Proj M-201
37
END
RELINQUISHMENT
INDIANA
INSTITUTE of TECHNOLOG
6.03
S.R. 37
Maumee
River
24
BEGIN
RELINQUISHMENT
FORT WAYNE BIBLE COLLEGE
N.B. 9.15
S.B. 3.80
12.95
St. Mary's Riv.

ROAD RELINQUISHMENT
S.R. 37 - U-231
Fort Wayne, Indiana
Length: 2.70 Miles
Sheet 1 of 4

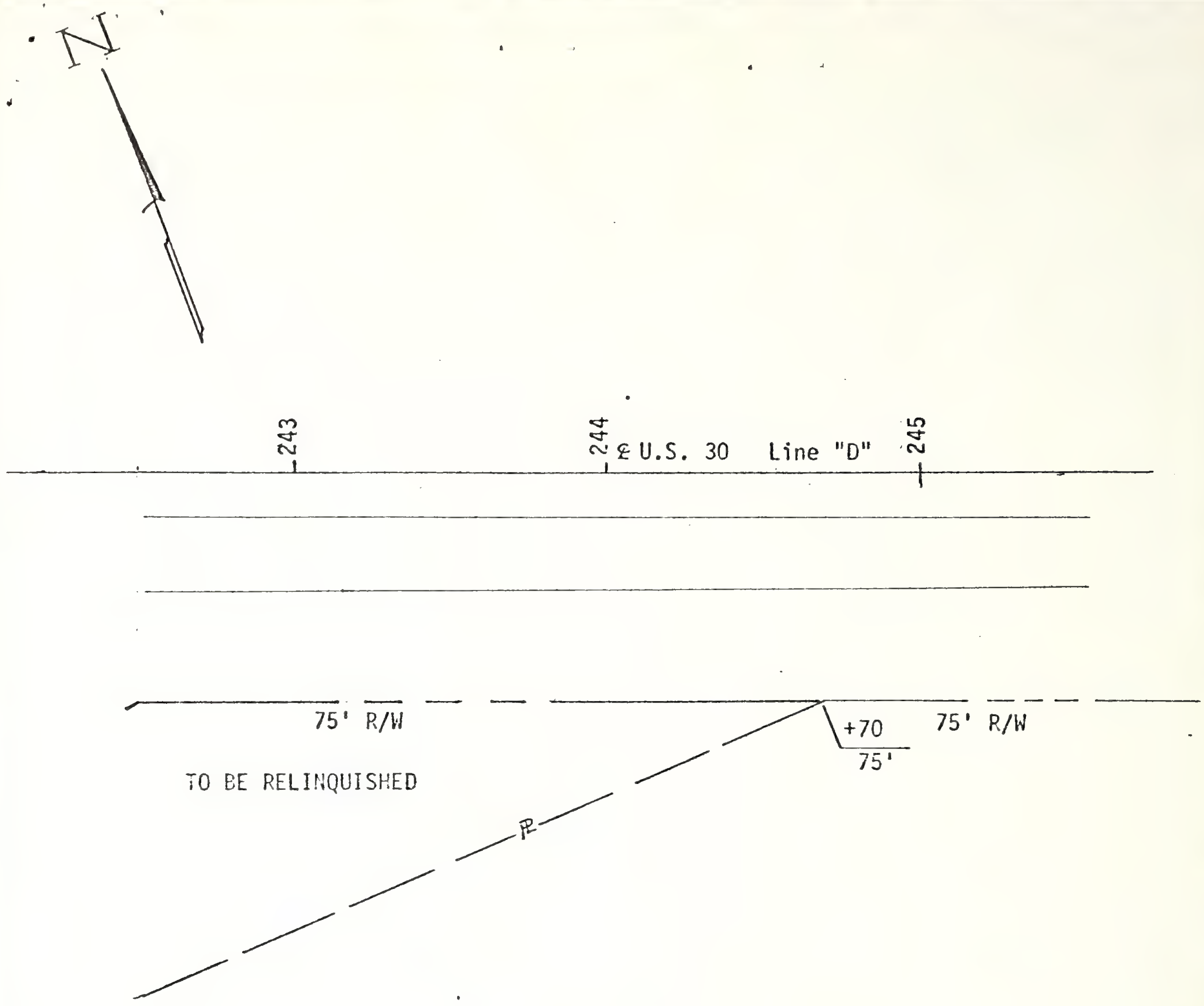

TO BE RELINQUISHED
PROPERTY LINE
PROPERTY LINE
EXCEPTION
℄ WASHINGTON BLVD.
PROPERTY LINE
PROPERTY LINE
N
ANTHONY BLVD.
TO BE RELINQUISHED
PROPERTY LINE
PROPERTY LINE
BEGIN RELINQUISHMENT
33'
℄ MAUMEE AVENUE
PROPERTY LINE
PROPERTY LINE

ROAD RELINQUISHMENT
S.R. 37 - U-231
Fort Wayne, Indiana
Length: 2.70 miles
Sheet 2 of 4


N
Line "D"
240
℄ U.S.30
241
242
L.A. R/W
+ ℄
75'
148
R/W
+15
60'
SR 37C
+50
75'
Line "D"
R/W
75' L.A. R/W & A.C.L. & C.L.T. Fence
TO BE RELINQUISHED
SR 37C
CRESCENT AVE.
147
146
TO BE RELINQUISHED
+Lot Line
60'
END
L.A. R/W &
A.C. Line &
C.L.T. Fence
Public Street
℄
TO BE RELINQUISHED
60' L.A. R/W & A.C.L. & C.L.T. Fence

As shown on
U Proj. No. 724 (15)
Dated 1964

ROAD RELINQUISHMENT
S.R. 37-U-231
Fort Wayne, Indiana
Length: 2.70 Miles
Sheet 3 of 4


243
244
℄ U.S. 30 Line "D"
245
75' R/W
+70
75'
75' R/W
TO BE RELINQUISHED
℞

As shown on
U Proj. No. 724 (15)
Dated 1964

ROAD RELINQUISHMENT
S.R. 37-U-231
Fort Wayne, Indiana
Length: 2.70 Miles
Sheet 4 of 4

Memorandum

65-148-23

To KEN TRAYLOR - St. Engr. Dept. Date Nov. 16, 1977

From BOARD OF PUBLIC WORKS

Subject Transfer of S. R. 37 from Maumee to U. S. 30 (Bypass) to Ft.Wayne

COPIES TO:

Attached is original on the subject: RESOLUTION NO. 65-148-23.

/ajf

attachment

65-146-8

1/1

SIDEWALK IMPROVEMENT RESOLUTION

No. 5789 - 1977

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, that it is deemed necessary to construct sidewalk ~~on~~ along South Calhoun Street, West Crown Lane, South Harrison Street, and West Concord Lane, more specifically identified as the south 27 feet of lot #1, lot #22, lot #21, lot #13, lot #34, lot #39, lot #41, lot #48 except south 5 feet, lot #47, and the west 5 feet of lot #46, lot #14, lot #38, lot #40, all in Lincolnshire Addition Section A, lot #82, and lot #81 in Lincolnshire Addition Section B. Said sidewalk shall be constructed to a width of 5 feet with 4 inch depth 4000 psi concrete.

all in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

~~The~~ 75% of the total cost of said improvement shall be assessed upon the real estate abutting on said Lots as above described and 25% upon the City of Fort Wayne, Indiana, if the said city is benefited by said improvement, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments, with interest at the rate of ~~five~~ six per cent. per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the City from the assessments for such improvement, or such moneys as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 16 day of November, 1977.

BOARD OF PUBLIC WORKS:
Henry P. Wehrenberg
May G. Scott

CALHOUN PRESS

65-146-7 H.I 11/16/77

CURB

~~SIDEWALK~~ IMPROVEMENT RESOLUTION

No. 5788-77

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, that it is deemed necessary to construct [redacted] curb on the south side of Lake Avenue

from the west curb line of Anthony Blvd.

~~to the~~ ~~line of~~ to a point 188 ft. west thereof

~~to a width of~~ (____) ~~feet~~x

southwest corner wingwalk with paraplegic ramps included. To be paid by City of Fort Wayne.

all in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost of curb ~~said~~ improvement shall be assessed 50% upon the real estate abutting on said Lake Avenue as above described and 50% upon the City of Fort Wayne, Indiana, if the said city is benefited by said improvement, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments, with interest at the rate of five per cent. per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the City from the assessments for such improvement, or such moneys as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 16 day of November, 1977.

BOARD OF PUBLIC WORKS:
Henry P. Wehrenberg
Max G. Scott

CALHOUN PRESS

65-143-17

STREET LIGHTING RESOLUTION NO. 126-77
East Central Neighborhood Impact Area
Phase II

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is deemed necessary to light the East Central Neighborhood Impact Area, more specifically identified as Summit Street from Ohio Street to Chute Street, Chute Street from Lewis Street to Jefferson Boulevard, Division Street from Lewis Street to Jefferson Boulevard, Oak Street from Ohio Street to Division Street and Madison Street from Division to Harmar Street, all in accordance with the detailed drawing and specifications on file in the Office of the Department of Public Works of said City; and such lighting is now ordered.

The total cost of said lighting shall be paid with monies from the Community Development Block Grant as provided for in Title I of the 1974 Housing and Community Development Act.

Adopted, this 14 day of November, 1977.

BOARD OF PUBLIC WORKS

Henry P. Wehrenberg

May G. Scott

ATTEST:
Ursula Miller
Clerk

65-143-16 H.I. 11/14/77

SIDEWALK IMPROVEMENT RESOLUTION NO. 5737-76

ADDENDUM "A"

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, that it is deemed necessary to partially remove and replace sidewalk on the west side of Beaver Avenue from the north property line of Kinnaird Avenue to the south property line of Packard Avenue to a width of five (5) feet, and, whereas, a portion of the work constructed on the original Resolution No. 5737-76 was faulty and in need of reconstruction; and, whereas, the sidewalks on side streets (Kinnaird and Packard) abutting project on both sides were inadvertently omitted from original Resolution No. 5737-76.

NOW, therefore, the Board of Public Works deems it necessary to adopt this RESOLUTION NO. 5737-76 ADDENDUM "A" providing for the necessary construction of sidewalks along the south side of Kinnaird from Beaver Avenue west 150 feet, and on the north side of Packard from Beaver Avenue west 150 feet.

Upon confirmation by the Board of Public Works to change original Contract on Resolution No. 5737-76, a Change Order to provide for said additional reconstruction will be issued.

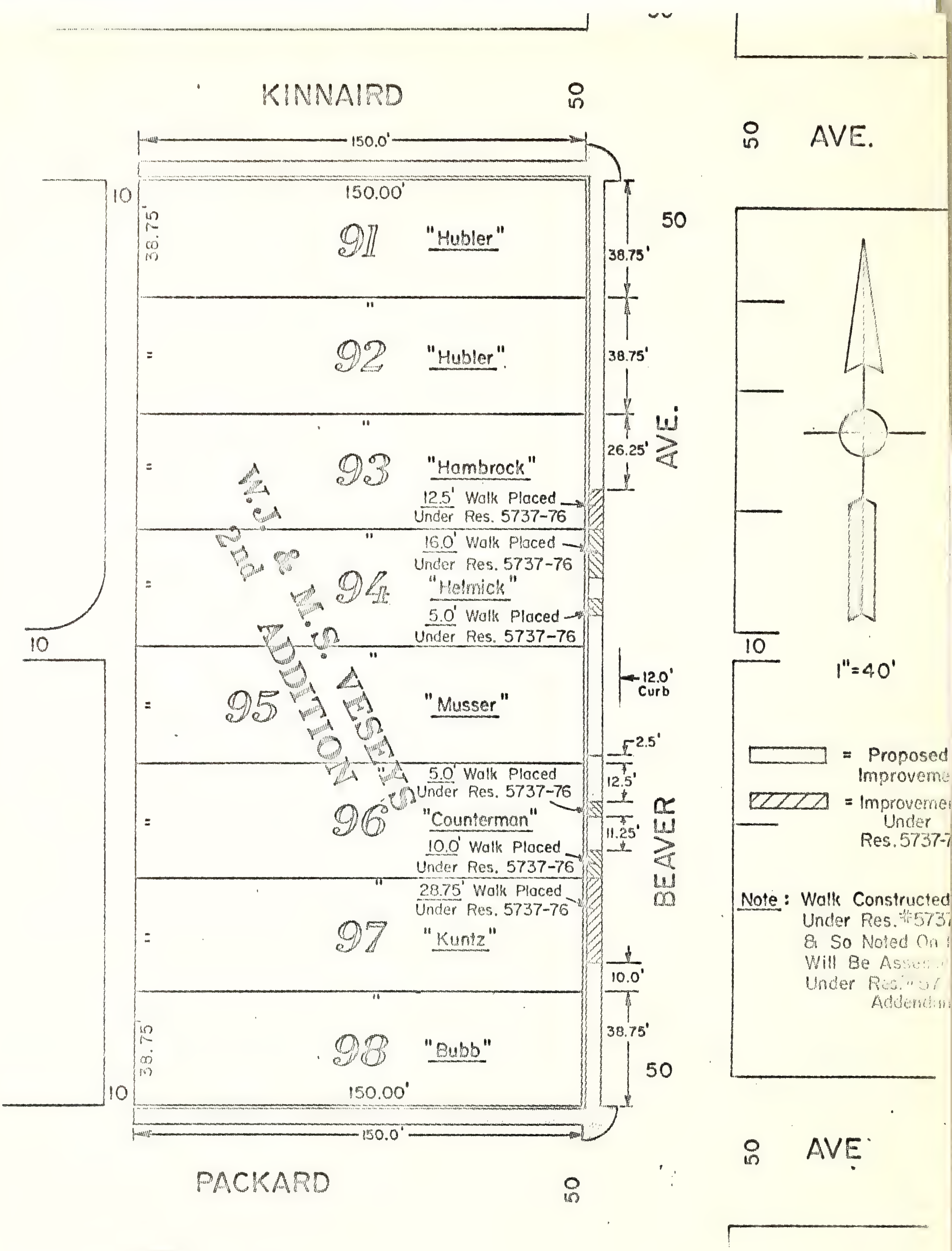
Said sidewalk construction will be all in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

75% of the total cost of said improvement shall be assessed upon the real estate abutting on said Beaver Avenue as above described and 25% upon the City of Fort Wayne, Indiana, if the said City is benefited by said improvement, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments, with interest at the rate of six per cent per annum. A bond or bonds shall be issued to the Contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said Contractor in payment for such work, except for such moneys as shall have been actually received by the City from the assessments for such improvement, or such moneys as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 14 day of November, 1977

BOARD OF PUBLIC WORKS:
Henry P. Wehrenberg
Ethel W. La Mar
____


KINNAIRD
50
AVE.
50
150.0'
150.00'
10
38.75'
91
"Hubler"
92
"Hubler"
93
"Hambrock"
12.5' Walk Placed Under Res. 5737-76
16.0' Walk Placed Under Res. 5737-76
94
"Helmick"
5.0' Walk Placed Under Res. 5737-76
95
"Musser"
5.0' Walk Placed Under Res. 5737-76
96
"Counterman"
10.0' Walk Placed Under Res. 5737-76
28.75' Walk Placed Under Res. 5737-76
97
"Kuntz"
98
"Bubb"
W.J. & M.S. VESEY'S 2nd ADDITION
38.75'
38.75'
26.25'
12.0' Curb
2.5'
12.5'
11.25'
10.0'
38.75'
50
50
BEAVER AVE.
10
10
10
PACKARD
50
50
AVE.
1"=40'
= Proposed Improveme
= Improveme Under Res. 5737-7

Note: Walk Constructed Under Res. #5737 & So Noted On Will Be Asse Under Res. 57 Addendu

65-143-16

65-143-13

65-143-13 11/14/77

TURNBELL ENGINEERING COMPANY
ROBERT C. TURNBELL
Professional Engineer: Indiana-Illinois-Ohio-Michigan
Structural Engineer: Illinois
Land Surveyor: Indiana

(219) 422 4630
CONSULTING ENGINEERS AND SURVEYORS
LANDMARK BUILDING 519 TENNESSEE AVENUE FORT WAYNE, INDIANA 46805

TURNBELL-GREEN AND ASSOCIATES, INC.
KEITH E. SMITH, PRESIDENT
Land Surveyor: Indiana
MARK L. STRONG, VICE PRESIDENT
Professional Engineer: Indiana

October 28, 1977

RECEIVED
NOV 2 1977
Water Pollution Control Engr. Dept.
City-County Building, One Main St.
Ft. Wayne, Indiana 46802

Mr. Philip R. Boller
Water Pollution Control Engineer
City-County Building
Fort Wayne, IN 46802

Subject: Proposal for professional engineering services in connection with design of proposed sanitary sewer to be located in Papermill Bluffs Subdivision.

Dear Mr. Boller:

We are pleased to make the following proposal for the subject engineering service in connection with:

A proposed 18-inch diameter sanitary sewer approximately 950 feet in length extending from a point near the northeasterly corner of Lot No. 31 to about the southwesterly corner of Lot No. 96, Papermill Bluffs Subdivision, running between points lettered B-E on the attached sketch dated October 28, 1977; and,

The proposed 18-inch diameter sanitary sewer designated as Phase I in the proposal dated June 27, 1977, accepted July 25, 1977, for which engineering has been completed but which the City of Fort Wayne has decided will not be constructed, is shown running between points lettered C-D on the attached sketch.

This proposal, upon its acceptance, will supersede and cancel proposal dated June 27, 1977, accepted July 25, 1977.

Our work will include the following:

Field surveys necessary to determine street right-of-way and property limits; location of above ground and underground utilities to the extent feasible by field discovery, examination of utility records, and location measurements, fences, buildings, poles, signs, pavements, driveways, and other pertinent topographic data.

Reducing field notes and preparation of survey drawings depicting the findings of the field surveys and record searches.

Design and 20-foot scale plan and profile drawings for the proposed sanitary sewer on the City of Fort Wayne standard format.

Details for sewer appurtenances drawn to appropriate scales.

Other drawings required for a complete set suitable for the City's use in progressing construction to completion.

All design work will be based on the City of Fort Wayne Standard Specifications and such other requirements that the City may issue from time to time.

Our work will include surveys and drawings as described above. Preparation and furnishing of other contract documents, advertising for bids, award of construction contracts, and all construction services including staking, inspection, and review of any required shop drawings will be performed by, or caused to be performed by, the City.

Continuing liaison with the City will be maintained throughout the entire project, and we will assign capable personnel who will prosecute the work to produce completed drawings without unnecessary delay.

Our fee will be $9000 lump sum, and will cover our work for the presently proposed 18-inch diameter sanitary sewer and will also cover our work for the completed design engineering for the not-to-be constructed 18-inch diameter sanitary sewer.

We are pleased to have the opportunity to make this proposal and look forward to your early acceptance.

Very truly yours,

TURNBELL-GREEN & ASSOCIATES, INC.

Mark L Strong
Mark L. Strong
Vice President

MLS/RCT/nn

Enclosure

Accepted this 14 day of November, 1977.

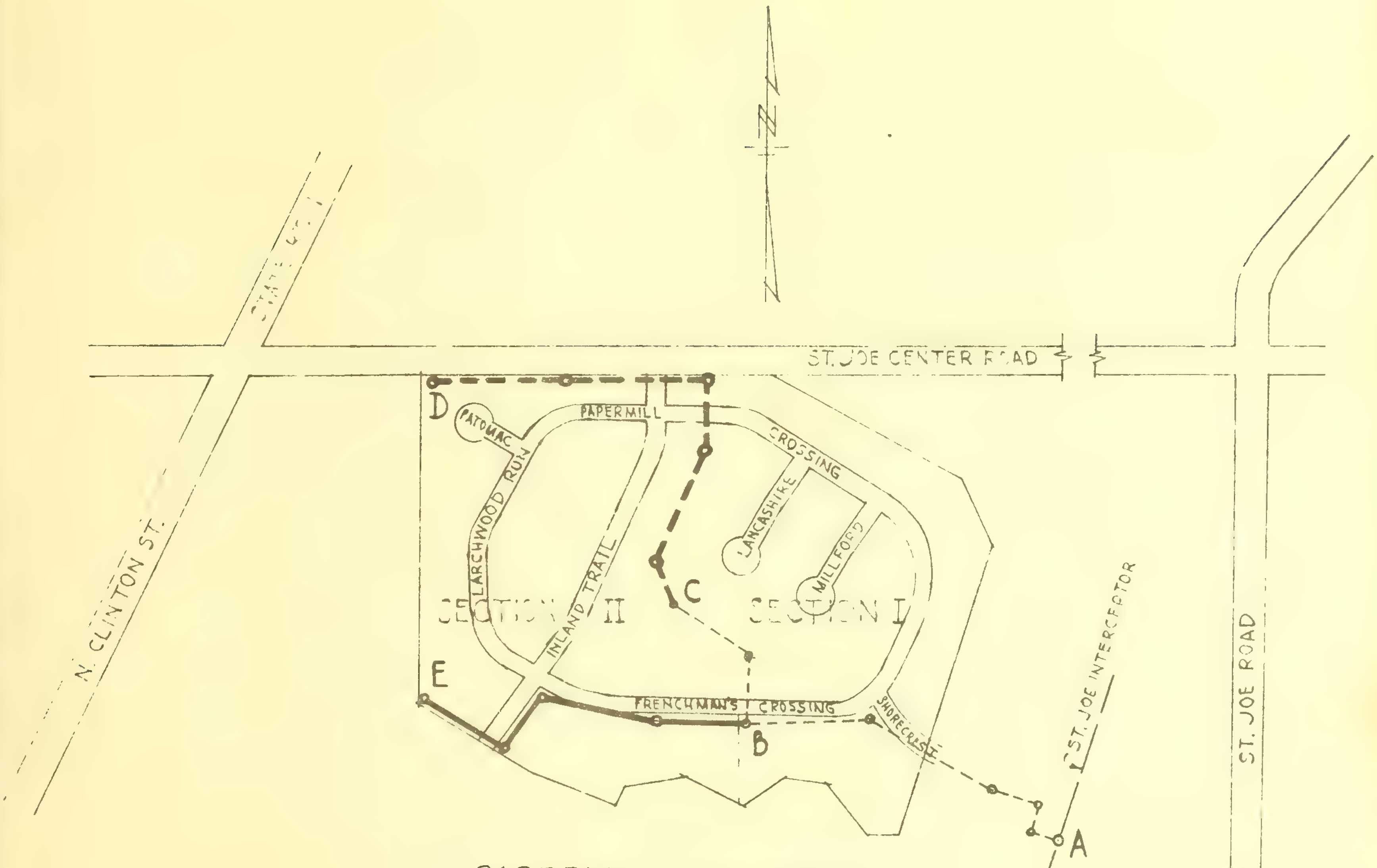
CITY OF FORT WAYNE, INDIANA BY & THROUGH ITS
BOARD OF PUBLIC WORKS:

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel W. LaMar
Ethel LaMar, Member

Max G. Scott
Max G. Scott, Member

Attest: Ursula Miller
Ursula Miller, Clerk


N
ST. JOE CENTER ROAD
STATE RD. 1
N. CLINTON ST.
ST. JOE ROAD
ST. JOE INTERCEPTOR
D
PATOMAC
PAPERMILL
CROSSING
LARCHWOOD RUN
INLAND TRAIL
LANCASHIRE
MILLFORD
C
SECTION II
SECTION I
E
FRENCHMAN'S CROSSING
SHORECREST
B
A

PAPERMILL BLUFFS
SECTIONS I & II

LOCATION PLAN
NO SCALE

Legend:

A-B-C	Existing 18" dia. sanitary sewer
C-D	Initially proposed 18" dia. sanitary sewer which will not be constructed but for which design engineering has been completed.
B-E	Presently proposed 18" dia. sanitary sewer

OCTOBER 28, 1977

65-139-23 H.I
11/9/77

AGREEMENT

THIS AGREEMENT between Amos D. Delagrange and the Board of Works of the City of Fort Wayne, made this 9th day of November, 1977.

Whereas, Amos D. Delagrange is platting a parcel of land as described in Exhibit A attached hereto, to be known as Orchard Woods, Section A,

Whereas, The Board of Works of the City of Fort Wayne has required construction of a retention basin in said plat and further requires provisions for maintenance of said basin be made,

Whereas, use of mandatory liens on lots in said plat to finance maintenance of the retention basin will prevent Veterans Administration financing of said lots unless the lien provisions are first approved by the Veterans Administration,

Whereas, Veterans Administration's approval of such liens will not be given until approximately January 15, 1978,

Whereas, it is crucial that development of said plat begin immediately,

Whereas, the Board of Works of the City of Fort Wayne has no objection to Amos D. Delagrange posting a bond guaranteeing maintenance of said retention basin until such time as the Veterans Administration approves mandatory liens and the restrictive covenants contained in the plat of Orchard Woods, Section A, can be amended of record.

THEREFORE, it is agreed by and between the parties as follows:

1. The restrictive covenants for Orchard Woods, Section A, will be recorded without mandatory lien provisions to finance the retention basin maintenance.

2. Amos D. Delagrange will provide the Board of Works of the City of Fort Wayne with a bond in the sum of $3000.00 guaranteeing construction and maintenance of said retention basin for a period of three (3) years or until such time as the Veterans Administration's approval of mandatory liens is obtained and the restrictive covenants are amended to include such lien provisions.

3. Upon recording of the amendments to the restrictive covenants of Orchard Woods, Section A, as stated above, but no sooner than three (3) years, the Board of Works of the City of Fort Wayne shall release Amos D. Delagrange and his surety from all liability on said bond.

4. Any conveyances of lots made prior to the recording of said amendments to the restrictive covenants shall contain deed restrictions identical to the provisions for retention basin maintenance which will be included in the amended restrictive covenants of Orchard Woods, Section A.

BOARD OF WORKS OF THE CITY OF
FORT WAYNE

BY: Henry P. Wehrenberg

(Amos D. Delagrange)

Approved for form & legality

(Larry J. Burke, Associate City Attorney)

This instrument prepared by Stephen R. Snyder, Attorney at Law.

LEGAL DESCRIPTION

Legal description of ORCHARD WOODS, SECTION A, a subdivision of the Northeast quarter of Section 13, Township 31 North, Range 12 East, Allen County, Indiana, beginning

> at the southwest corner of Lot Numbered 8 in Clearview Addition, said point being on the West line of the Northeast Quarter, Section 13, Township 31 North, Range 12 East; thence North 87 degrees, 40 minutes, 35 seconds East 1,923.12 feet along the South line of said Clearview Addition to a point on the northwesterly right-of-way line of Interstate Highway #69; thence southwesterly along the northwesterly right-of-way line of said Interstate Highway #69 on a curve with a radius of 8,494.37 feet and a chord with a bearing of South 53 degrees, 12 minutes, 46 seconds West a distance of 1,152.29 feet to a point being the southeast corner of Lot Numbered 344 in Springwood, Section II; thence North 32 degrees, 57 minutes, 47 seconds West 190 feet; thence South 57 degrees, 07 minutes, 10 seconds West 23.98 feet; thence North 31 degrees, 50 minutes, 36 seconds West 85 feet; thence North 03 degrees, 21 minutes, 36 seconds East 95.8 feet; thence North 77 degrees, 10 minutes, 23 seconds West 158.72 feet; thence South 87 degrees, 40 minutes, 35 seconds West 325 feet; thence South 61 degrees, 06 minutes 45 seconds West 55.9 feet; thence South 02 degrees, 19 minutes, 21 seconds East 240 feet; thence South 19 degrees, 01 minute, 18 seconds East 62.64 feet; thence South 15 degrees, 47 minutes, 48 seconds West 121.84 feet; thence South 62 degrees, 36 minutes, 36 seconds West 149.08 feet; thence South 69 degrees, 11 minutes, 45 seconds West 147.68 feet to a point on the East line of Springwood, Section I; thence North 02 degrees, 19 minutes 21 seconds West along said East line and the West line of the Northeast Quarter of Section 13, Township 31 North, Range 12 East a distance of 840.77 feet to the point of beginning containing therein 18.27 acres more or less, subject to all rights-of-way and easements of record.

The undersigned hereby certifies that he is a Land Surveyor licensed in compliance with the laws of the State of Indiana and that this Plat correctly represents a survey completed by the undersigned on April 22, 1977, and all markers type and material are accurately shown. Said lots are numbered 1 through 61 inclusive and Block "A".

Ronald L Bonar

Ronald L. Bonar - #12057

RONALD L. BONAR
No. 12057

EXHIBIT A

E-137-9 AI
11/9/77

SIDEWALK IMPROVEMENT RESOLUTION

No. 5787-1977

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, that it is deemed necessary ~~to construct sidewalk on~~ for the removal and replacement of sidewalk and curb on Weisser Park Avenue

from the south curb line of Creighton Avenue

to the north curb line of Pontiac Street

to a width of five (5) feet

all in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

75% and 50% respectively (sidewalk and curb) ~~The cost of said improvement~~ shall be assessed upon the real estate abutting on said Weisser Park Avenue as above described and 25% and 50% respectively upon the City of Fort Wayne, Indiana, if the said city is benefited by said improvement, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments, with interest at the rate of six ~~five~~ per cent. per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the City from the assessments for such improvement, or such moneys as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 9 day of November, 1977

BOARD OF PUBLIC WORKS:
Henry P. Wehrenberg
Edw. W. LaMar
May G. Scott

CALHOUN PRESS

65-134-30 H.I.
11/7/77

STREET LIGHTING RESOLUTION NO. 129-77

Oakdale Drive

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is deemed necessary to light Oakdale Drive from Broadway to Webster Street, all in accordance with the detailed drawing and specifications on file in the office of the Department of Public Works of said City; and such lighting is now ordered. This improvement resolution is ordered pursuant to I.C. 18-1-6-15 and/or 19-5-24.

A maximum cost of $0.02 per square foot shall be assessed upon the real estate abutting Oakdale Drive, as above described. The balance of the project cost shall be assessed upon the City of Fort Wayne, Indiana.

Assessments, if deferred, are to be paid in ten (10) equal installments, with interest at the rate of six per cent (6%) per annum. A bond or bonds shall be issued to the contractor in payments of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from said property owner or owners for said work, or for collection of the same, or for the payment of any bond or bonds, certificate or certificates issued to said contractor in payment for such work, except for such monies as shall have been actually received by the City from the assessments for such lighting, or such monies as said City is by said above entitled act required to pay. All proceedings have and any work done in said lighting assessment of property, collection of assessments and issuance of bonds therefore, shall be provided for in said above entitled act and all amendments thereto and supplemental thereof.

Adopted, this 7 day of November, 1977.

BOARD OF PUBLIC WORKS

Henry P. Wehrenberg

Ethel H. LaMar

May G. Scott

Attest:
Ursula Miller
Clerk

65-131-19

H.I.
11/7/7

Form 1929

Improvement Resolution

FOR STREET OR ALLEY

No. 5781 - 1977

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve and repair curbs and sidewalks in an area comprised of Swinney Park Place west from the south property line of Swinney Park Place north to 145 ft. south of said south property line; Swinney Park Place north from east property line of Swinney Park Place west to the west property line of Garden St.; Garden St. from south property line of Jones St. to the south property line of Jefferson St.; Nelson St. from north property line of Jones St. to the south property line of Jefferson St.; College St. from north property line of Jones St. to a point approximately 150 feet north of said north property line; Rockhill Street from a point approximately 100 feet south of south property line of Jones St. to the south property line of Lavina St.; Union St. from south property line of Leykauf St. to the south property line of Lavina St.; Lavina St. from east property line of Rockhill St. to its west end; Jones St. from west property line of Rockhill St. to east property line of Garden St.

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid by City of Fort Wayne from Community Development and Planning Funds.

Adopted, this 7 *day of* November, 1977

BOARD OF PUBLIC WORKS:
Henry P. Wehrenberg
Edw W. LaMar
May Gikoti

CALHOUN PRESS

65-132-18 H.I
11/7/77

Form 1929

Improvement Resolution

FOR STREET OR ALLEY

No. 5786-77

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve Concrete pavement adjacent to and fronting property - 2305, 2207, and 2215 Springfield Avenue

~~from the~~ ~~property line of~~

~~to the~~ ~~property line of~~

By draining, curbing, grading and paving the roadway to a uniform width of twenty-seven (27) feet/ including curbs with ~~Sheet Asphalt, Asphaltic Concrete upon a six (6) inch Concrete foundation, Six (6) inch Plain Concrete or with 8" Macadam, 2" Binder and 1" Asphalt Top.~~

8" Concrete Pavement

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The total cost of said improvement, 100% City Paid ~~excepting the cost of street and alley intersections, shall be assessed upon the real estate abutting on said~~ ~~as above described and on property within 150 feet of the line of the~~ ~~to be improved, and upon the City of Fort Wayne, Indiana, to the extent of the street and alley intersections. All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporation," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.~~

~~Assessments if deferred, are to be paid in ten equal installments, with interest at the rate of five (5) per cent, per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the city from the assessments for such improvement, or such moneys as said city is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.~~

Adopted, this 7 *day of* November, 1977

BOARD OF PUBLIC WORKS:
Henry P. Wehrenberg
Ethel W. LaMar
Mary G. Scott

CALHOUN PRESS

6.5-132-17 ✓ 11/7

Form 1929

Improvement Resolution

FOR STREET ~~OR ALLEY~~

No. 5785 -1977

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA

That it is deemed necessary to improve the curb and sidewalk on Smith Street

from the north property line of Creighton Avenue

to the north property line of Green Street.

By draining, curbing, grading and paving the roadway to a uniform width of ______ ( ) feet with Sheet Asphalt, Asphaltic Concrete upon a six (6) inch Concrete foundation, Six (6) inch Plain Concrete or with 8″ Macadam, 2″ Binder and 1″ Asphalt Top.

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

50% curb cost and 75% walk and driveway cost ~~The total cost of said improvement, excepting the cost of street and alley intersections~~, shall be assessed upon the real estate abutting on said street as above described and on property within 150 feet of the line of the street to be improved, and the balance of the total c upon the City of Fort Wayne, Indiana, ~~to the extent of the street and alley intersections~~. All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Muncipal Corporation," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred, are to be paid in ten equal installments, with interest at the rate of five (5) per cent, per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the city from the assessments for such improvement, or such moneys as said city is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 7 *day of* November, 1977

BOARD OF PUBLIC WORKS:
Henry P. Wehrenberg
Ethel H. LaMar

6 CALHOUN PRESS

65-132 16 #I
11/9/77

STREET LIGHTING RESOLUTION NO. 128-77

ANTHONY WAYNE VILLAGE SEC. 7

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is deemed necessary to light Anthony Wayne Village Sec. 7 Addition more specifically defined as Andre Lane from Hessen Cassel to Winston Drive, Winston Drive from Andre Lane to Schaper Drive, Schaper Drive from Winston Drive to Austin Drive, Austin Drive from Schaper Drive to Andre Lane and Marvin Drive from Austin Drive to Andre Lane all in accordance with the drawing and specifications on file in the Office of the Department of Public Works of said City; and such lighting is now ordered. This improvement resolution is ordered pursuant to I.C. 18-1-6-15 and/or 19-5-24.

A maximum cost of $0.02 per square foot shall be assessed upon the real estate abutting the above-described streets. The blance of the project cost shall be assessed upon the City of Fort Wayne, Indiana.

Assessments, if deferred, are to be paid in ten (10) equal installments, with interest at the rate of six percent (6%) per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from said property owner or owners for said work, or for collection of the same, or for the payment of any bond or bonds, certificate or certificates issued to said contractor in payment for such work, except for such monies as shall have been actually received by the City from the assessments for such lighting, or such monies as said City is by said above entitled act required to pay. All proceedings have and any work done in said lighting assessment of property, collection of assessments and issuance of bonds therefore, shall be provided for in said above entitled act and all amendments thereto and supplemental thereof.

Adopted, this 7 day of November, 1977.

BOARD OF PUBLIC WORKS
Henry P. Wehrenberg
Ethel H. LaMar
Mary G. Scott

Attest:

Clerk

65-132-15 H.T.
11/7/7

STREET LIGHTING RESOLUTION NO. 127-77

CAPITOL AVENUE

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is deemed necessary to light Capitol Avenue more specifically defined as Capitol Avenue from Werling Drive to Maple Grove Avenue all in accordance with the drawing and specifications on file in the Office of the Department of Public Works of said City; and such lighting is now ordered. This improvement resolution is ordered pursuant to I.C. 18-1-6-15 and/or 19-5-24.

A maximum cost of $0.02 per square foot shall be assessed upon the real estate abutting the above-described streets. The balance of the project cost shall be assessed upon the City of Fort Wayne, Indiana.

Assessments, if deferred, are to be paid in ten (10) equal installments, with interest at the rate of six percent (6%) per annum. A bond or bonds shall be issued to the contractor in payments of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne, Indiana be or be held responsible for any sum or sums due from said property owner or owners for said work, or for collection of the same, or for the payment of any bond or bonds, certificate or certificates issued to said contractor in payment for such work, except for such monies as shall have been actually received by the City from the assessments for such lighting, or such monies as said City is by said above entitled act required to pay. All proceedings have and any work done in said lighting assessment of property, collection of assessments and issuance of bonds therefore, shall be provided for in said above entitled act and all amendments thereto and supplenental thereof. Adopted, this 7 day of November, 1977.

BOARD OF PUBLIC WORKS
Henry P. Wehrenberg
Ethel W. LaMar
Mary G. Scott

Attest:

Clerk

B0254-77

65-127-17 A.I

77-035067 11/1/77

5-240-77

DULY ENTERED FOR TAXATION
DEC 1 1977
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

AGREEMENT
FOR
SEWER EXTENSION

THIS AGREEMENT, made in triplicate this 2 day of November, 1977, by and between K & H REALTY CORPORATION, hereinafter referrred to as "Developer", and the CITY OF FORT WAYNE,INDIANA, an Indiana Municipal Corporation, hereinafter referred to as "City",

WITNESSETH:

WHEREAS, the Developer is interested in developing the remainder of the "Herman Young" property South of Coliseum Boulevard and West of North Clinton and,

WHEREAS, the Developer must obtain a permit from the City to convey surface water from the West side of North Clinton to the East side and,

WHEREAS, The City has need to drain surface water from North Clinton Street and,

WHEREAS,the Developer desires to construct a storm sewer described as follows:

> Commencing at a point 204±LF East of the centerline of North Clinton Street in a proposed 20' easement on the North 20 feet of Lot 2 Herman Young Homestead Addition, Section "A" in the Southwest 1/4 of the North West 1/4, Section 25, Township 31 Range 12, East Allen County, Indiana; thence Northwesterly a distance of 230±LF ; thence Northeasterly a distance of 82±LF; thence Northwesterly a distance of 533±LF; thence Westerly a distance of 317±LF terminating at a proposed manhole.

in accordance with plans, specifications and profiles heretofore submitted to the City and now on file in the office of the Chief Engineer of the Water Pollution Control Utilities of the City, and known as Young Greenhouse (North Clinton Street) Storm Sewer approved 9/22/77 which plans, specifications, profiles are by reference incorporated herein and made a part hereof, which sewer will serve not only land in which the Developer has an interest, but also an adjoining land areas and public right of way (Clinton Street) and,

WHEREAS, the cost of construction of said sewer is represented to be $46,825.00

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties hereto agree as follows:

1. CONSTRUCTION OF SEWER

The Developer shall cause said sewer to be constructed and located in accordance with said plans, specifications, and profiles, all approved by the City, under private contract to be let after requisite City approval. All work and materials shall be subject to inspection by City and the right of City to halt construction if there shall be noncompliance therewith. Said sewer shall not be deemed a part of the City sewer system until final acceptance by City. Upon completion, said sewer shall become the property of City and City shall accept surface drainage only therefrom, and all further

ALLEN COUNTY RECORDER

INSTRUMENT # 12,274

maintenance thereafter shall be borne by City.

2. COST OF CONSTRUCTION

The Developer agrees to pay the entire cost and expense of construction of said sewer, in cash, including City engineering and inspection fees, and to hold the City harmless from any liability for claims connected therewith.

City agrees to pay Developer $15,363.00 within 30 days after City acceptance,for public drainage share.

3. AREA OF DEVELOPER

Said sewer when accepted by the City will serve the following described real estate:

See attached Exhibit "A".

As the Developer will pay for the cost of construction of said sewer as it pertains to the above described area, no charge or assessment is made by this Agreement against the above described real estate for the construction of said sewer by the present or future owners of said real estate except only as to such standard tap-in,inspection fees as are customarily charged by the City for connections to City sewers.

4. BOND

This contract is subject to Developer furnishing a satisfactory Performance and Guaranty Bond in the amount of $40,000.00 which shall guarantee said sewer against defects for a period of one (1) year from the date of final acceptance of said sewer by the City.

5. LIMITATION ON USE

Said sewer shall be constructed for dispoal of surface drainage only and neither the parties hereto, their successors, or assigns, or any future owner of any land serviced by said sewer, shall at any time discharge or permit to be discharged or to flow into said storm sewer any sanitary sewage or contaminated waste.

6. COUNCILMANIC APPROVAL

It is understood and agreed that this contract is in all respects subject to approval by the Common Council of City, by duly adopted Ordinance, and if such Ordinance is not adopted within a period of ninety (90) days after execution thereof, this contract shall be null and void and of no further force and effect.

IN WITNESS WHEREOF, the parties have subscribed to this Agreement the day and year first above written.

DEVELOPER:

K & H REALTY CORPORATION

CITY OF FORT WAYNE, INDIANA

BY: Robert E Armstrong
Robert Armstrong, Mayor

BOARD OF PUBLIC WORKS:

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar, Member

Max G Scott
Max G Scott, Member

ATTEST:

Ursula Miller
Ursula Miller, Clerk

APPROVED AS TO FORM AND LEGALITY:

Assoc. City Attorney

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared the above, who acknowledged the execution of the foregoing agreement for storm sewer as and for his voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 2 day of November, 1977.

Anne J. Fox
Notary Public ANNE J. FOX

My Commission Expires:

3-6-80

This instrument prepared by
P. R. Boller, P.E.
Chief Water Pollution Control Engineer

YOUNG GREENHOUSE STORM SYSTEM
NW 25-31-12

SHEET No 3
(9) REV 7 SEPT 1977

PLAN "B"

CENTER TRUNK

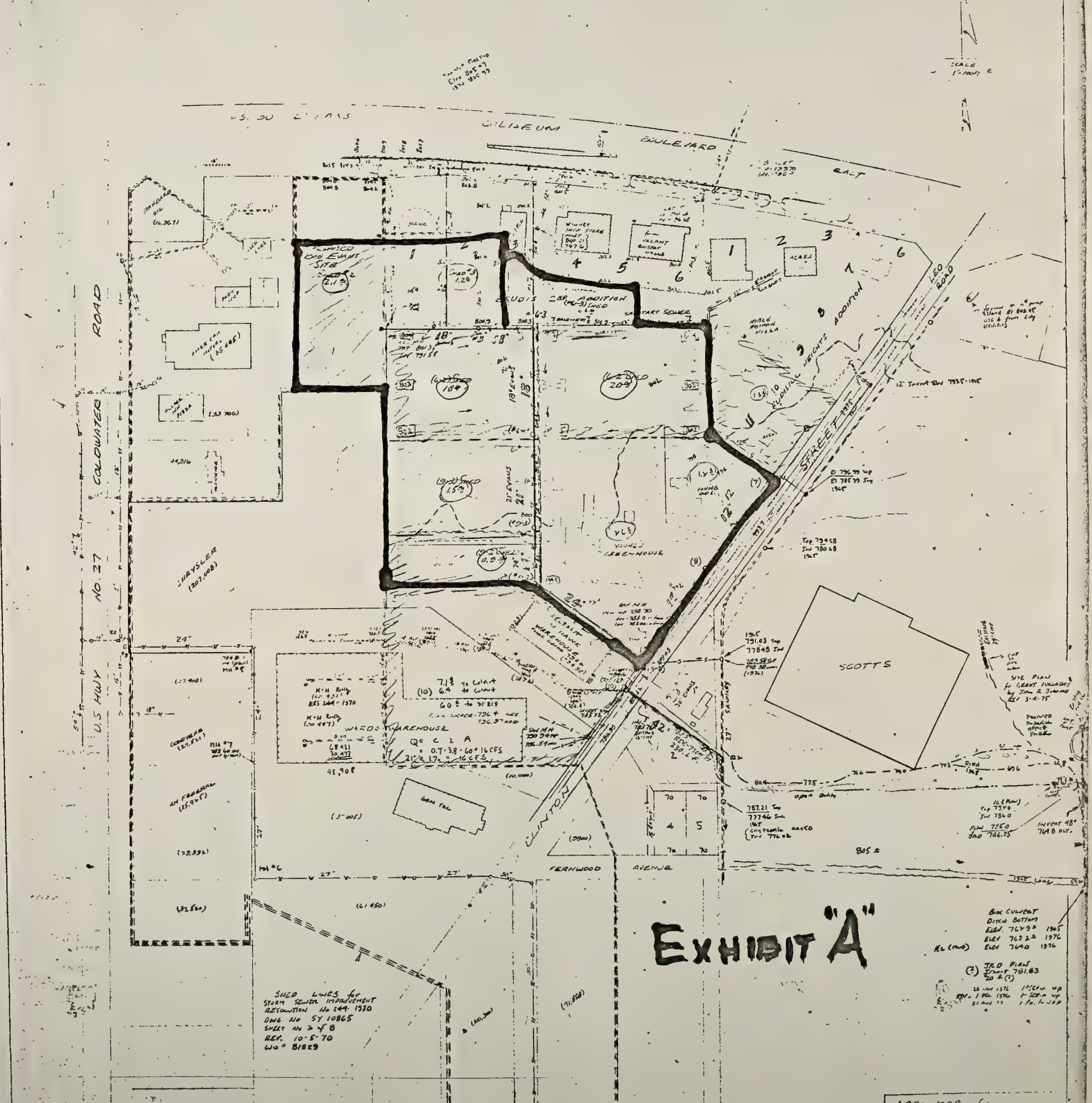

N
SCALE 1"=100 Ft
U.S. 30 BY-PASS
COLISEUM BOULEVARD EAST
LEO ROAD
COLDWATER ROAD
U.S. HWY No. 27
CLINTON STREET
FERNWOOD AVENUE
RIDGEWOOD DRIVE
PROPOSED BOB EVANS SITE
SHED #2 2.1
SHED #3 1.29
LUDIS 2ND ADDITION
SANITARY SEWER
(6-2) SHED 1.8
(6-2) SHED 2.0
(9-3) SHED 1.5
(9-2) SHED 0.9
YOUNG GREENHOUSE
LUDISILL HEIGHTS ADDITION
KINNEY SHOE STORE
VACANT
STANDARD OIL
CHRYSLER (207,008)
WARDS WAREHOUSE
Q = C I A
= 0.7 · 3.8 · 6.0 = 16 CFS
21" @ 1.7% = 16 CFS
98,908
GEN TEL
SCOTTS
70
4
5
1
2
3
4
5
6
(7)
(8)
(10)
27"
24"
30"
SHED LINES for
STORM SEWER IMPROVEMENT
RESOLUTION No 244-1970
DWG No SY 10865
SHEET No 2 of 8
REV. 10-5-70
WO# 81829

EXHIBIT "A"

PLAN "B" 17 DEC 1976 CAH

AMENDED AS OF 2 MAY 1977
ATTACH AS SHEET No 3 TO PLAN
PROFILE SHEETS No 1 & No 2
(9) REV. 7 SEPT 1977 CAH

Carl A Hofer
1 DECEMBER 1976
2 MAY 1977
7 SEPT 1977

AREA MAP for
YOUNG GREENHOUSE
STORM SYSTEM
NW/4 SEC 25 T31N, R12 E
for
HAGERMAN CONSTRUCTION CORP
& NORBERT KNAPKE

Office of
HOFER AND DAVIS INC
414 UTILITY BLDG
FORT WAYNE, IND

SCALE
1 In = 100 Ft

1 DEC 1976

[illegible]

[illegible] 11/30/77

orig to PR - for
scanning 11/30/77

65-126-15

H.-
11/2/7.

AGREEMENT

THIS AGREEMENT, made and entered into this 3rd day of November, 1977, by and between the State of Indiana, acting by and through the Indiana State Highway Commission, hereinafter referred to as the STATE, and the City of Fort Wayne, Indiana, acting by and through the Board of Public Works of the City of Fort Wayne, hereinafter referred to as the CITY.

WITNESSETH

WHEREAS, the STATE has authority to expend funds on the streets that are part of the state highway system in the several municipalities in the State of Indiana, and

WHEREAS, any City or Town of the State of Indiana is authorized to cooperate with the STATE in the construction of such streets in the state highway system, and to enter into agreements as to contributions for meeting the cost of construction thereof, and

WHEREAS, through the cooperation of the CITY and the STATE, the following designated project affecting the property of the CITY has been selected as a project suitable for construction under the provisions outlined above, namely, the proposed improvement of U. S. Route 24 (Jefferson Boulevard, Maumee Avenue and Washington Boulevard) from the west City Limits to the east City Limits of Fort Wayne, and

WHEREAS, the CITY has prepared plans, specifications and estimates for all the necessary facilities to insure a complete design, adequate for obtaining bids and for a contract for the construction of the project.

NOW THEREFORE, in consideration of the premises and the mutually dependent covenants herein contained, the parties hereto agree as follows:

1. The final plans, specifications and special provisions as prepared and assembled by the CITY, shall be subject to approval by the STATE, through its respective and proper authorities, and no changes shall be made in the plans, specifications or special provisions without the written consent of the party affected by the change.

2. The CITY will advertise for bids, and upon receipt of an acceptable proposal, shall award the contract therefore, subject to the approval of the STATE. Assistance of the STATE will be provided as necessary.

3. Any utility mains, lines or other facility lying within any public right-of-way involved in this project shall be adjusted by the CITY as needed without any costs to the STATE.

Plans showing the proposed work affecting utilities shall be sent by the CITY to each utility and the CITY shall furnish the STATE with copies of the letters transmitting their plans to the utilities.

The CITY shall call a preconstruction conference with the STATE, CITY and Contractor and involved Utilities at which time all problems and conflicts for both CITY and STATE will be discussed.

4. All costs for preliminary engineering, right-of-way, advertising for and receiving bids for construction, construction engineering, and construction inspection shall be borne by the CITY at no cost to the STATE.

5. The STATE will, as its share of the cost of the improvement, pay to the CITY the actual cost of construction of the work, but such payment shall not exceed $505,250.00. If the cost of construction is

greater than $505,250.00, such excess cost will be borne solely by the CITY.

The construction cost shall be interpreted to mean the cost of materials furnished and labor performed at the unit prices set out in the itemized proposal of the contractor to whom the work shall be awarded by the CITY; and the cost of such additional work or materials as may be authorized in writing by the CITY, subject to the approval of the STATE.

From time to time during the progress of construction of the improvement, the CITY will bill the STATE and the STATE will pay the CITY for costs of construction based on completed work as approved by the STATE.

Upon completion of the construction of the improvement, and after final quantities are determined, the CITY will bill the STATE and the STATE will pay the CITY any remaining portion of the STATE'S share of the cost of construction.

When submitting invoices for payment, the CITY will certify that services and material invoiced have been completed in accordance with the plans and specifications. Payment by the STATE will be by warrant payable jointly to the CITY and the CITY'S contractor.

6. The CITY shall provide competent and adequate engineering and inspection service to insure the performances of the work in accordance with construction contract, plans and specifications.

During construction of the project, the STATE may inspect the work at any time as it progresses to insure that the completed work is in accordance with the plans and specifications.

7. The STATE reserves the right to reallocate the funds set aside for the carrying out of this agreement and to use such funds

elsewhere upon the failure of the CITY to perform the acts so required by this agreement. However, should the STATE not participate in this contract, all items within this agreement shall be considered null and void and the CITY will not accept any section of U.S. Route 24 for maintenance purposes.

8. The CITY agrees to hold harmless and indemnify the State of Indiana and the Indiana State Highway Commission from any and all liability for any act or omission committed, suffered to be committed, or omitted to be done by any office, agent, employee, servant or contractor of the CITY in relation to the rights and duties of the CITY under this contract.

9. Upon completion of construction of the project, and the acceptance thereof by the STATE, the STATE will notify the CITY of the conveyance from the state highway system to the local road system of the present U.S. Route 24 in Fort Wayne from Interstate Route I-69, on the west, to U.S. Route 30 By-Pass, on the east, and upon such notification from the STATE, the CITY will, and does by this agreement, accept the transfer of the portion of the state highway system specified above, throughout the CITY'S jurisdiction.

THIS AGREEMENT shall be binding upon the parties hereto and their successors or assigns.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their proper officers thereunto duly authorized.

THE CITY OF FORT WAYNE

BOARD OF PUBLIC WORKS

BY____________________

BY Henry P. Wehrenberg
Henry P. Wehrenberg

BY Ethel H. LaMar
Ethel H. Lamar

BY Max G. Scott
Max G. Scott

This instrument is prepared by:

D. O. Epp
Engineer of Consulting Services

THE STATE OF INDIANA

THE INDIANA STATE HIGHWAY COMMISSION

BY Roger F. Marsh
Executive Director
Roger F. Marsh

Attest:

Secretary to Commission
J. N. Smitherman

APPROVED AS TO LEGALITY AND FORM

Theodore L. Sendak
Theodore L. Sendak
Attorney General

NOV 3 1977

ACKNOWLEDGMENT

State of INDIANA County of ALLEN , SS

Before me, the undersigned Notary Public in and for said County personally appeared HENRY P. WEHRENBERG, Chairman; ETHEL H. LAMAR, Member;

Name of signers, their official capacity

and MAX G SCOTT, Member; BOARD OF PUBLIC WORKS

and agency name

and each acknowledged the execution of the foregoing agreement on this 24 day of OCTOBER , 1977 .

Witness my hand and seal the said last named date.

My Commission Expires

MARCH 6, 1980

Anne J. Fox

Notary Public Anne J. Fox

ACKNOWLEDGMENT

State of Indiana, County of Marion, SS:

Before me, the undersigned Notary Public in and for said County, personally appeared Roger F. Marsh , Executive Directo of the Indiana State Highway Commission and acknowledged the execution of the foregoing agreement on this 26th day of October , 1977 .

Witness my hand and seal the said last named date.

My Commission Expires

April 18, 1979

Debra Anne Myrick

Notary Public
Debra Anne Myrick

STATE of INDIANA

INDIANA STATE HIGHWAY COMMISSION
100 North Senate Avenue
Indianapolis, Indiana 46204

INDIANAPOLIS
Room 1101, State Office Building
317-633-5816

Should Heiny file this?

November 4, 1977

Honorable Robert E. Armstrong
Mayor of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Subject: City-State Agreement
U.S. 24 (Jefferson Boulevard,
Maumee Avenue and Washington
Boulevard) in Fort Wayne

Dear Mayor Armstrong:

Attached for your records is an original signed copy of a fully executed agreement, dated November 3, 1977, between the City of Fort Wayne and the Indiana State Highway Commission providing for cooperation in the improvement of U.S. 24 and the subsequent conveyance of the road to the City.

Future contacts in regard to the work are to be made with Mr. S. R. Yoder, Chief, Division of Design, Room 1201, State Office Building, Indianapolis, Indiana; Phone Number 633-6526.

Very truly yours,

G K Hallock

G. K. Hallock
Chief Highway Engineer

GKH:DOE:sl
Agreements *
cc: Mr. Hallock
* Mr. Smitherman
Mr. Dumas
Mr. Frick
* Mr. Yoder
Mr. Lucas
* Mr. Ritman
* Mr. Hawk
* Mrs. Webster (Attn: Mr. Bender)
* File

65-126-11 H.I

10-21/77

WAIVER

We, the undersigned, being all of the property owners abutting the line of a proposed sidewalk improvement described as follows, to-wit:

West ½ of the North ½ of Lot 23 of Lasselles Addition
also known as 2019 Warsaw St.

do each and all petition the Board of Public Works to adopt a final resolution for the construction of said sidewalk; we do each and all of us waive any notice of such final resolution or order, do hereby waive and release our rights to individually construct or have constructed said sidewalk, do hereby waive the thirty day period given to us and each of us within which to construct said proposed sidewalk and do hereby petition and ask said Board of Public Works to have constructed said proposed sidewalk under any lawful and existing general contract said Board of Public Works may have in force and effect or to construct or have constructed said proposed sidewalk under open bid for such work if said Board of Public Works shall so elect.

Dated this 21 day of October, 1977.

CHARLIE WALKER

____

____

65-126-11 AI
11-4-77

SIDEWALK IMPROVEMENT RESOLUTION

No. 5784-1977

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, that it is deemed necessary to construct sidewalk ~~on~~ at 2019 Warsaw Street

from the south line of first alley south of Lasselle Street, seventy-nine feet south

~~to the~~ ~~line of~~

to a width of five (5) feet

all in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

75% of the total cost of said improvement, ~~The cost of said improvement~~ shall be assessed upon the real estate abutting on said Warsaw Street as above described and 25% upon the City of Fort Wayne, Indiana, if the said city is benefited by said improvement, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments, with interest at the rate of ~~five~~ six per cent. per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the City from the assessments for such improvement, or such moneys as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 2 day of November, 1977.

BOARD OF PUBLIC WORKS:
Henry P. Wehrenberg
May G. Scott

CALHOUN PRESS

—65-125-6

RESOLUTION NO. 65-125-6

RESOLVED by the Board of Public Works of the City of Fort Wayne, Indiana, that it is deemed necessary to restore the Old City Hall, 302 E. Berry Street, Fort Wayne, Indiana, all in accordance with the detailed drawings and specifications on file in the Office of the Department of Public Works of said City; and such restoration is now ordered.

The cost of said restoration shall be paid with monies from the Local Public Works Capital Development and Investment Act Grant Number 06-51-26917 and from funds to be furnished by the Allen County Fort Wayne Historical Society.

Approved and adopted this 2nd day of November, 1977.

Henry P. Wehrenberg

May G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary

65-122-16 10/31/77

AGREEMENT

THIS AGREEMENT, made and entered into this 31st day of October 1977, by and between the State of Indiana, acting by and through the Indiana State Highway Commission, hereinafter referred to as the "STATE", and the CITY OF FORT WAYNE hereinafter referred to as the LPA.

WITNESSETH

WHEREAS, through the cooperation of the LPA, the STATE and the Federal Highway Administration, the following project(s), has been approved by the Federal Highway Administration for Federal-aid funding, namely Project(s) No. M-F 328(1) providing for **Preliminary Engineering for the intersection of Paulding Road, Hanna Street and Decatur Road in Ft. Wayne**, and

WHEREAS, the Federal-aid funds have been allocated and made available to the STATE for use in connection with the preliminary engineering on these projects, subject to approval of the Federal Highway Administration, and

WHEREAS, the LPA desires to participate in the preliminary engineering on these projects using Federal-aid funds allocated and made available to the STATE, and

WHEREAS, the STATE is willing for the LPA to participate in the preliminary engineering on these projects, subject to approval of the Federal Highway Administration.

NOW, THEREFORE, in consideration of the mutual covnants, herein contained, the parties hereto mutually covenant and agree as follows:

1. The LPA will comply with the applicable conditions set forth in (1) Title 23, U.S. Code, Highways, (2) the regulations issued pursuant thereto, and (3) the policies and procedures promulgated by the STATE and Federal Highway Administration relative to the projects.

2. The LPA may at its discretion engage a competent and qualified consultant to perform the preliminary engineering for the LPA. The LPA's procedures for selection of consultants will be in accordance with applicable Federal Highway Administration requirements and Indiana State Highway Commission guidelines. Further, proposed agreements will be submitted for Indiana State Highway Commission and Federal Highway Administration approval prior to execution.

3. All work performed under this Agreement will be subject to review and approval of the Indiana State Highway Commission and the Federal Highway Administration.

4. In the event that acquisition of additional right of way is required for these projects the LPA agrees to comply with right of way acquisition and relocation policies and procedures as follows:

    a. If right-of-way costs are to be programmed for Federal-aid the LPA agrees to comply with all Federal and State laws, rules, and regulations including Volume 7 of the Federal-Aid Highway Program Manual and PL 91-646, the Uniform Relocation Assistance and Real Property Acquisition Policies Act (84 Stat. 1894).

b. If right of way costs are not to be programmed for Federal-aid the LPA agrees to comply with (1) All State rules and regulations, (2) Title III of PL 91-646, the Uniform Relocation Assistance and Real Property Acquisition Policies Act (84 Stat. 1894) in the acquisition of right of way, and (3) Title II of said Act and Volume 7, Chapter 5 of the Federal-Aid Highway Program Manual in the relocation of individuals, families, businesses, farm operations, etc., if any are involved.

5. The LPA's share of the cost for preliminary engineering will be the total amount of the entire cost incurred by the LPA less the amount contributed by the Federal government through Federal-aid. The Federal share of all eligible costs is 70% or such other amount as may be allowed and provided by law; payment for any and all costs incurred by the LPA which are not eligible for Federal funding will be the sole obligation of the LPA. If for any reason the STATE is required to repay to the Federal Highway Administration the sum or sums of Federal funds paid to the LPA through the STATE under the terms of this Agreement, then the LPA will repay to the STATE such sum or sums upon receipt of a billing from the STATE.

6. The LPA will receive payment of the Federal contribution, through Federal-Aid, for the eligible costs incurred under this Agreement as follows:

   a. The LPA will submit invoices to the STATE not more often then once per month during the progress of the work, for payment on account for the work completed during the period in question.
   b. When submitting invoices, the LPA will furnish evidence showing that the LPA has made payment for all costs for which reimbursement is being invoiced.

c. Upon approval of invoices by the STATE, the STATE will request Federal-aid funds from the Federal Highway Administration for the amount of the invoice in question.

d. Upon receipt of Federal-aid funds, the STATE will make payment to the LPA.

e. Prior to final payment pursuant to this contract, a final audit of the records of the LPA will be made by the STATE, and upon approval thereof by the STATE, then final payment will be made in accordance with the procedure set out above.

Obligation of Federal-aid funds extends only to projects costs incurred by the LPA after the Indiana State Highway Commission authorization to proceed with the project.

7. The LPA and its subcontractors will maintain all books, documents, papers, accounting records and other evidence pertaining to the cost incurred and shall make such materials available at their respective offices at all reasonable times during the contract period and for three years from the date of final payment by the Federal Highway Administration to the LPA thru the STATE under the contract, for inspection by the STATE, Federal Highway Administration or any other authorized representatives of the Federal Government and copies thereof shall be furnished if requested.

8. The LPA agrees to hold harmless and indemnify the State of Indiana, the Indiana State Highway Commission and the Federal Highway Administration from any and all liability for any act or omitted to be done, by any office, agent, employee, servant or contractor of the LPA in relation to the rights and duties of the LPA under this Agreement.

IN WITNESS WHEREOF The State of Indiana and the LPA, through their undersigned respective officials, have hereunto affixed their signatures.

BOARD OF PUBLIC WORKS Ft. Wayne

Henry P. Wehrenberg

Ethel H. LaMar

May G. Scott

ATTEST:

Ursula J. Miller

Ft. Wayne

Secretary Board of Public Works

STATE OF INDIANA

BY: INDIANA STATE HIGHWAY COMMISSION

Roger F Marsh

Executive Director

Roger F. Marsh

Secretary of Commission

Jack N. Smitherman

Approved as to legality and form

Theodore L. Sendak

OCT 26 1977

Attorney General of Indiana

Theodore L. Sendak

ACKNOWLEDGMENT

STATE OF INDIANA)
SS
COUNTY OF ALLEN)

On this 28 day of September, 1977

there appeared before me, a Notary Public in and for said County HENRY P. WEHRENBERG, Chairman; ETHEL H. LAMAR, Member; MAX G SCOTT, Member; , and URSULA MILLER, Secretary, respectively, of the Board of Public WORKS of city of Fort Wayne, Indiana and stated that the above agreement was signed and attested in behalf of said city.

WITNESS my hand and seal this 28th day of September, 1977.

Anne J. Fox
Notary Public ANNE J. FOX

My Commission Expires 3/6/80

ACKNOWLEDGMENT

STATE OF INDIANA)
SS
COUNTY OF MARION)

On this 12th day of October, 1977

there appeared before me, a Notary Public in and for said County, Roger F. Marsh, Executive Director of the Indiana State Highway Commission, and acknowledged the execution of above agreement in behalf of the State of Indiana

WITNESS my hand and seal this 12th day of October, 1977.

Debra Anne Myrick
Notary Public

My Commission Expires April 18, 1979.

Prepared by Virgil A Bell
Chief, Div. of State Aid
VIRGIL A. BELL

65-122-15 10/31/77

AGREEMENT

THIS AGREEMENT, made and entered into this 31 day of October 1977, by and between the State of Indiana, acting by and through the Indiana State Highway Commission, hereinafter referred to as the "STATE", and the CITY OF FORT WAYNE hereinafter referred to as the LPA.

WITNESSETH

WHEREAS, through the cooperation of the LPA, the STATE and the Federal Highway Administration, the following project(s), has been approved by the Federal Highway Administration for Federal-aid funding, namely Project(~~s~~) No. M-F 072(1) providing for Preliminary Engineering for Hobson Road, from U.S.No.30 Bypass (Colisuem Blvd. to S.R.No.37 (Stellhorn Road) in Ft. Wayne, and

WHEREAS, the Federal-aid funds have been allocated and made available to the STATE for use in connection with the preliminary engineering on these projects, subject to approval of the Federal Highway Administration, and

WHEREAS, the LPA desires to participate in the preliminary engineering on these projects using Federal-aid funds allocated and made available to the STATE, and

WHEREAS, the STATE is willing for the LPA to participate in the preliminary engineering on these projects, subject to approval of the Federal Highway Administration.

NOW, THEREFORE, in consideration of the mutual covnants, herein contained, the parties hereto mutually covenant and agree as follows:

1. The LPA will comply with the applicable conditions set forth in (1) Title 23, U.S. Code, Highways, (2) the regulations issued pursuant thereto, and (3) the policies and procedures promulgated by the STATE and Federal Highway Administration relative to the projects.

2. The LPA may at its discretion engage a competent and qualified consultant to perform the preliminary engineering for the LPA. The LPA's procedures for selection of consultants will be in accordance with applicable Federal Highway Administration requirements and Indiana State Highway Commission guidelines. Further, proposed agreements will be submitted for Indiana State Highway Commission and Federal Highway Administration approval prior to execution.

3. All work performed under this Agreement will be subject to review and approval of the Indiana State Highway Commission and the Federal Highway Administration.

4. In the event that acquisition of additional right of way is required for these projects the LPA agrees to comply with right of way acquisition and relocation policies and procedures as follows:

    a. If right-of-way costs are to be programmed for Federal-aid the LPA agrees to comply with all Federal and State laws, rules, and regulations including Volume 7 of the Federal-Aid Highway Program Manual and PL 91-646, the Uniform Relocation Assistance and Real Property Acquisition Policies Act (84 Stat. 1894).

b. If right of way costs are not to be programmed for Federal-aid the LPA agrees to comply with (1) All State rules and regulations, (2) Title III of PL 91-646, the Uniform Relocation Assistance and Real Property Acquisition Policies Act (84 Stat. 1894) in the acquisition of right of way, and (3) Title II of said Act and Volume 7, Chapter 5 of the Federal-Aid Highway Program Manual in the relocation of individuals, families, businesses, farm operations, etc., if any are involved.

5. The LPA's share of the cost for preliminary engineering will be the total amount of the entire cost incurred by the LPA less the amount contributed by the Federal government through Federal-aid. The Federal share of all eligible costs is 70% or such other amount as may be allowed and provided by law; payment for any and all costs incurred by the LPA which are not eligible for Federal funding will be the sole obligation of the LPA. If for any reason the STATE is required to repay to the Federal Highway Administration the sum or sums of Federal funds paid to the LPA through the STATE under the terms of this Agreement, then the LPA will repay to the STATE such sum or sums upon receipt of a billing from the STATE.

6. The LPA will receive payment of the Federal contribution, through Federal-Aid, for the eligible costs incurred under this Agreement as follows:

   a. The LPA will submit invoices to the STATE not more often then once per month during the progress of the work, for payment on account for the work completed during the period in question.

   b. When submitting invoices, the LPA will furnish evidence showing that the LPA has made payment for all costs for which reimbursement is being invoiced.

c. Upon approval of invoices by the STATE, the STATE will request Federal-aid funds from the Federal Highway Administration for the amount of the invoice in question.

d. Upon receipt of Federal-aid funds, the STATE will make payment to the LPA.

e. Prior to final payment pursuant to this contract, a final audit of the records of the LPA will be made by the STATE, and upon approval thereof by the STATE, then final payment will be made in accordance with the procedure set out above.

Obligation of Federal-aid funds extends only to projects costs incurred by the LPA after the Indiana State Highway Commission authorization to proceed with the project.

7. The LPA and its subcontractors will maintain all books, documents, papers, accounting records and other evidence pertaining to the cost incurred and shall make such materials available at their respective offices at all reasonable times during the contract period and for three years from the date of final payment by the Federal Highway Administration to the LPA thru the STATE under the contract, for inspection by the STATE, Federal Highway Administration or any other authorized representatives of the Federal Government and copies thereof shall be furnished if requested.

8. The LPA agrees to hold harmless and indemnify the State of Indiana, the Indiana State Highway Commission and the Federal Highway Administration from any and all liability for any act or omitted to be done, by any office, agent, employee, servant or contractor of the LPA in relation to the rights and duties of the LPA under this Agreement.

IN WITNESS WHEREOF The State of Indiana and the LPA, through their undersigned respective officials, have hereunto affixed their signatures.

BOARD OF PUBLIC WORKS **Ft. Wayne**

Henry P. Wehrenberg

Ethel H. LaMar

May G. Scott

ATTEST: Ursula Miller

FORT WAYNE
Secretary Board of Public Works

OCT 31 1977

STATE OF INDIANA
BY: INDIANA STATE HIGHWAY COMMISSION

Roger F. Marsh
Executive Director
ROGER F. MARSH

J N Smitherman
Secretary of Commission
JACK N. SMITHERMAN

Approved as to legality and form

Theodore L. Sendak OCT 26 1977
Attorney General of Indiana
THEODORE L. SENDAK

ACKNOWLEDGMENT

STATE OF INDIANA)
SS
COUNTY OF ALLEN)

On this 28 day of September, 1977

there appeared before me, a Notary Public in and for said County HENRY P. WEHRENBERG, Chairman; ETHEL H. LAMAR, Member; MAX G SCOTT, Member;, and URSULA MILLER, Secretary, respectively, of the Board of Public WORKS of city of Fort Wayne, Indiana and stated that the above agreement was signed and attested in behalf of said city.

WITNESS my hand and seal this 28th day of September, 1977

Anne J. Fox
Notary Public ANNE J. FOX

My Commission Expires 3/6/80

ACKNOWLEDGMENT

STATE OF INDIANA)
SS
COUNTY OF MARION)

On this 12th day of October, 1977

there appeared before me, a Notary Public in and for said County, Roger F. Marsh, Executive Director of the Indiana State Highway Commission, and acknowledged the execution of above agreement in behalf of the State of Indiana

WITNESS my hand and seal this 12th day of October, 1977

Debra Anne Myick
Notary Public

My Commission Expires April 18, 1979.

Prepared by Virgil A Bell
Chief, Div. of State Aid
VIRGIL A. BELL

6 of 6

RECEIVED
OCT 06 1977
DIV. OF STATE AID

65-122-14 H.I. 10/31/77

AGREEMENT

THIS AGREEMENT, made and entered into this 31st day of October 1977, by and between the State of Indiana, acting by and through the Indiana State Highway Commission, hereinafter referred to as the "STATE", and the CITY OF FORT WAYNE hereinafter referred to as the LPA.

WITNESSETH

WHEREAS, through the cooperation of the LPA, the STATE and the Federal Highway Administration, the following project(s), has been approved by the Federal Highway Administration for Federal-aid funding, namely Project(s) No. M-F 720(1) providing for Preliminary Engineering on Rudisill Blvd. from Lafayette Street to Harrison Street in Fort Wayne., and

WHEREAS, the Federal-aid funds have been allocated and made available to the STATE for use in connection with the preliminary engineering on these projects, subject to approval of the Federal Highway Administration, and

WHEREAS, the LPA desires to participate in the preliminary engineering on these projects using Federal-aid funds allocated and made available to the STATE, and

WHEREAS, the STATE is willing for the LPA to participate in the preliminary engineering on these projects, subject to approval of the Federal Highway Administration.

NOW, THEREFORE, in consideration of the mutual covnants, herein contained, the parties hereto mutually covenant and agree as follows:

1. The LPA will comply with the applicable conditions set forth in (1) Title 23, U.S. Code, Highways, (2) the regulations issued pursuant thereto, and (3) the policies and procedures promulgated by the STATE and Federal Highway Administration relative to the projects.

2. The LPA may at its discretion engage a competent and qualified consultant to perform the preliminary engineering for the LPA. The LPA's procedures for selection of consultants will be in accordance with applicable Federal Highway Administration requirements and Indiana State Highway Commission guidelines. Further, proposed agreements will be submitted for Indiana State Highway Commission and Federal Highway Administration approval prior to execution.

3. All work performed under this Agreement will be subject to review and approval of the Indiana State Highway Commission and the Federal Highway Administration.

4. In the event that acquisition of additional right of way is required for these projects the LPA agrees to comply with right of way acquisition and relocation policies and procedures as follows:

    a. If right-of-way costs are to be programmed for Federal-aid the LPA agrees to comply with all Federal and State laws, rules, and regulations including Volume 7 of the Federal-Aid Highway Program Manual and PL 91-646, the Uniform Relocation Assistance and Real Property Acquisition Policies Act (84 Stat. 1894).

b. If right of way costs are not to be programmed for Federal-aid the LPA agrees to comply with (1) All State rules and regulations, (2) Title III of PL 91-646, the Uniform Relocation Assistance and Real Property Acquisition Policies Act (84 Stat. 1894) in the acquisition of right of way, and (3) Title II of said Act and Volume 7, Chapter 5 of the Federal-Aid Highway Program Manual in the relocation of individuals, families, businesses, farm operations, etc., if any are involved.

5. The LPA's share of the cost for preliminary engineering will be the total amount of the entire cost incurred by the LPA less the amount contributed by the Federal government through Federal-aid. The Federal share of all eligible costs is 70% or such other amount as may be allowed and provided by law; payment for any and all costs incurred by the LPA which are not eligible for Federal funding will be the sole obligation of the LPA. If for any reason the STATE is required to repay to the Federal Highway Administration the sum or sums of Federal funds paid to the LPA through the STATE under the terms of this Agreement, then the LPA will repay to the STATE such sum or sums upon receipt of a billing from the STATE.

6. The LPA will receive payment of the Federal contribution, through Federal-Aid, for the eligible costs incurred under this Agreement as follows:

a. The LPA will submit invoices to the STATE not more often then once per month during the progress of the work, for payment on account for the work completed during the period in question.

b. When submitting invoices, the LPA will furnish evidence showing that the LPA has made payment for all costs for which reimbursement is being invoiced.

c. Upon approval of invoices by the STATE, the STATE will request Federal-aid funds from the Federal Highway Administration for the amount of the invoice in question.

d. Upon receipt of Federal-aid funds, the STATE will make payment to the LPA.

e. Prior to final payment pursuant to this contract, a final audit of the records of the LPA will be made by the STATE, and upon approval thereof by the STATE, then final payment will be made in accordance with the procedure set out above.

Obligation of Federal-aid funds extends only to projects costs incurred by the LPA after the Indiana State Highway Commission authorization to proceed with the project.

7. The LPA and its subcontractors will maintain all books, documents, papers, accounting records and other evidence pertaining to the cost incurred and shall make such materials available at their respective offices at all reasonable times during the contract period and for three years from the date of final payment by the Federal Highway Administration to the LPA thru the STATE under the contract, for inspection by the STATE, Federal Highway Administration or any other authorized representatives of the Federal Government and copies thereof shall be furnished if requested.

8. The LPA agrees to hold harmless and indemnify the State of Indiana, the Indiana State Highway Commission and the Federal Highway Administration from any and all liability for any act or omitted to be done, by any office, agent, employee, servant or contractor of the LPA in relation to the rights and duties of the LPA under this Agreement.

IN WITNESS WHEREOF The State of Indiana and the LPA, through their undersigned respective officials, have hereunto affixed their signatures.

BOARD OF PUBLIC WORKS FT. WAYNE

Henry P. Wehrenberg

Edward W. LaMar

May G. Scott

ATTEST:

Ursula Miller

Secretary Board of Public Works

CITY OF FORT WAYNE

STATE OF INDIANA

BY: INDIANA STATE HIGHWAY COMMISSION

Roger F. Marsh

Executive Director
ROGER F. MARSH

Secretary of Commission
JACK N. SMITHERMAN

Approved as to legality and form

Theodore L. Sendak

Attorney General of Indiana
THEODORE L. SENDAK

OCT 26 1977

ACKNOWLEDGMENT

STATE OF INDIANA)
SS
COUNTY OF ALLEN)

On this 28 day of September, 19 77

there appeared before me, a Notary Public in and for said County HENRY P. WEHRENBERG, Chairman; ETHEL H. LAMAR, Member; MAX G SCOTT, Member; , and URSULA MILLER, Secretary, respectively, of the Board of Public WORKS of city of Fort Wayne, Indiana and stated that the above agreement was signed and attested in behalf of said city.

WITNESS my hand and seal this 28th day of September, 19 77

Anne J. Fox
Notary Public ANNE J. FOX

My Commission Expires 3/6/80

ACKNOWLEDGMENT

STATE OF INDIANA)
SS
COUNTY OF MARION)

On this 12th day of October, 19 77

there appeared before me, a Notary Public in and for said County, Roger F. Marsh, Executive Director of the Indiana State Highway Commission, and acknowledged the execution of above agreement in behalf of the State of Indiana

WITNESS my hand and seal this 12th day of October, 19 77

Debra Anne Myrick
Notary Public

My Commission Expires April 18, 1979.

Prepared by Virgil A Bell
Chief, Div. of State Aid
VIRGIL A. BELL

6 of 6

65-116-15
10/26

Form 1929

Improvement Resolution

FOR STREET OR ALLEY

No. 5783 - 1977

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve the alley between Baker and Brackenridge (Fairfield to Ewing)

from the ____ property line of ____

to the ____ property line of ____

By draining, ~~curbing~~, grading and paving the roadway to a uniform width of ten (10) feet with ~~Sheet Asphalt, Asphaltic Concr. upon a six (6) inch Concrete foundation, Six (6)~~ Seven 7 inch Plain Concrete ~~or with 8" Macadam, 2" Binder and Asphalt Top.~~

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The total cost of said improvement, excepting the cost of street and alley intersections, shall be assessed upon the real estate abutting on said alley as above described and on property within 150 feet of the line of the alley to be improved, and upon the City of Fort Wayne, Indiana, to the extent of the street and alley intersections. All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Muncipal Corporation," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred, are to be paid in ten equal installments, with interest at the rate of five (5) per cent, per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the city from the assessments for such improvement, or such moneys as said city is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 26 *day of* October, 1977

BOARD OF PUBLIC WORKS:
Henry P. Wehrenberg
Ethel W. LaMar

[illegible]

[illegible]

DULY ENTERED FOR TAXATION
DEC 1 1977
Jno D. Uebelhoer
AUDITOR OF ALLEN COUNTY

77-035066

65-112-8 H.I.
10/24/77
S-241-77

AGREEMENT

SEWER EXTENSION

DEC - 1
ALLEN COUNTY RECORDER

THIS AGREEMENT, made in triplicate this 24th day of October, 1977, by and between MICHAEL W. THOMAS, 1715 Old Lantern Trail, Fort Wayne, Indiana, hereinafter referred to as the "Developer", and the CITY OF FORT WAYNE, INDIANA, an Indiana Municipal Corporation, hereinafter referred to as "City", WITNESSETH:

WHEREAS, the Developer is developing approximately eleven (11) acres consisting of Thirty-one (31) lots and recorded as Villas of the Market Place, and

WHEREAS, the Developer is desirous of extending the City sanitary sewers to serve said Addition, and

WHEREAS, the Developer has had detailed engineering plans and specifications prepared for the extension of City sanitary sewers to serve said Addition, and

WHEREAS, said plans have been reviewed and approved by the City and designed to incorporate the City's request for oversizing and lowering to allow for future expansions, and

WHEREAS, the Developer obtained bids on said project, and the City and Developer are ready to construct said sewers commonly known as "Villas of the Market Place Off-Site and On-Site Sanitary Sewers", hereinafter referred to as "Sewer", and is described as follows:

OFF-SITE SEWER

Beginning at an existing manhole located on the west side of St. Joe Road and south of the Schoppman Drain in the area of the Market Place of Canterbury; thence southeasterly along an easement on a property owned by Indiana Bank and Trust Company 455± feet to a proposed manhole; thence continuing southeasterly along an easement on a property owned by the National Organization of the New Apostolic Church of North America 245± feet terminating at a proposed manhole located on the northerly extension of the west edge of said Villas of the Market Place Addition. Said sewer shall be eighteen (18) inches in diameter.

ON-SITE SANITARY SEWERS

Sanitary - Lateral No. 1

Beginning at the proposed manhole on the terminus of the aforedescribed Off-Site Sanitary Sewer; thence South 90± feet to proposed manhole #1 located at the northwest corner of Lot Numbered 11 in said Villas of the Market Place Addition; thence southeasterly 115± feet to proposed manhole #2 located in the cul-de-sac on Bluebird Court; thence southerly along the easement along the west side of Bluebird Court 340± feet to proposed manhole #4 located on the north side of Kendale Drive; thence westerly along an easement along the north side of Kendale Drive 575± feet, terminating at proposed manhole #6 located at the southeast corner of Lot Numbered 1 in said addition.

Said sewer shall be eight (8) inches in diameter.

INSTRUMENT K 12,271

9.50

Jeff - 7001

Sanitary - Lateral No. 2

Beginning at proposed manhole #3 located on the aforedescribed Lateral No. 1 in the east side of Lot Numbered 10 in said addition; thence easterly in an easement along the south side of Redbird Trail 290± feet to proposed manhole #7 located at the northeast corner of Lot Numbered 29 in said addition; thence southerly along an easement on the west side of Robin Run 305± feet to proposed manhole #8; thence westerly in an easement along the south side of Kendale Drive 175± feet terminating at the proposed manhole located at the northeast corner of Lot Numbered 24 in said addition.

Said Sewer shall be eight (8) inches in diameter.

Said Sewer to be constructed in accordance with the plans, specifications, and profiles as prepared by Ronald L. Bonar and Associates, Inc., and approved by the Water Pollution Control Engineering Department, and on file at this time in the Office of the Board of Public Works. Said project commonly known as the Villas of the Market Place Off-Site and On-Site Sanitary Sewer, Board Order #85-77. Said plans, specifications and profiles are by reference incorporated herein and made a part hereof.

WHEREAS, the cost of construction of the Off-Site Sanitary Sewer is represented to be $20,057.50; which is composed of $17,057.50 construction cost, $700.00 inspection cost, $2,000.00 engineering cost, and $300.00 agreement fees, and

WHEREAS, the cost of the On-Site Sanitary Sewer is represented to be $26,119.00; which is composed of $21,403.00 construction cost, $616.00 inspection cost, $4,000.00 engineering cost, and $100.00 agreement fees.

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties hereto agree as follows:

1. CONSTRUCTION OF SEWER

   The Developer shall cause said Sewer to be constructed and located in accordance with said plans, specifications and profiles on file with the City. All work and materials shall be subject to inspection by the City and right of City to halt construction if there shall be non-compliance therewith. Said Sewer shall not be deemed permanently connected into the sewer system of the City until final acceptance by City. Notwithstanding the above, the Developer may place in service a portion of the project before the entire project is completed, providing said portion is completed in accordance with said plans and specifications. Upon completion, said Sewer shall become the property of City, and City shall accept sewage therefrom, subject to such sewage service charges as may now or hereafter be regularly established by

City, and all further maintenance thereafter shall be borne by City.

2. COST OF CONSTRUCTION

The Developer agrees to pay the entire cost and expense of construction of said Sewer, in cash, including City engineering and inspection fees, and to hold the City harmless from any liability for claims connected therewith. The City agrees to pay the Developer (within twenty (20) days after City acceptance) the cost of oversizing which is herein established at $5,189.50, and Developer shall pay the balance of the cost of said Sewer.

3. AREA OF OWNER

Said Sewer, when accepted by the City, will serve the following described real estate which is now owned or under contract purchase by Developer: Lots Numbered 1 through 31, inclusive, in the Villas of the Market Place.

4. CHARGES AGAINST EXCESS AREA

Said Sewer, when constructed, will serve additional or excess area, identified as "Local Area Benefited" on attached Exhibit "A".

5. LOCAL CONNECTION FEES

The areas receiving direct benefit from said Sewer are designated on Exhibit "A" as "Local Area". In the event any present or future owner of the designated "Local Area" shall at any time within fifteen (15) years after the date of this contract, whether by direct tap or connection to a lateral or extension thereof, shall pay to the City of Fort Wayne a Local Connection Fee of $.0724019 per square foot. When the Local Fees are collected, they shall be forwarded to the Developer within sixty (60) days of the receipt thereof.

6. AREA CONNECTION FEES

In addition to the above described "Local Connection Fees", all future users of said Sewer, whether by direct tap or connection to a lateral or extension thereof, shall pay to the City of Fort Wayne the St. Joe Interceptor Area Connection Fee of $475.00 per acre as set forth in Document #74-22909 recorded on October 1, 1974, and a Market Place of Canterbury Sewer Fee of $105.00 per acre as set forth in Document #74-13593 recorded June 17, 1974, for a total of $580.00 per acre. The amounts so collected shall be retained by the City for expansions and improvements as set forth in the aforedescribed Resolutions and deposited with the Fort Wayne Water Pollution Control Utility.

The Local and Area Connection Fees will be due as the areas are platted, developed, or connected to said Sewer.

The Area Connection Fee for the thirty-one (31) lots of the "Area of Developer" as described in Paragraph #3 herein, has been paid.

7. LIMITATION ON USE

Said Sewer shall be constructed for disposal of sanitary sewage only and neither the parties hereto, their successors, or assigns, or any future owner of any land serviced by said Sewer, shall at any time discharge or permit to be discharged or to flow into said sanitary sewer, any water run-off caused by natural precipitation or anything other than sanitary sewage or contaminated waste.

8. COUNCILMANIC APPROVAL

It is understood and agreed that this contract is in all respects subject to approval by the Common Council of City, by duly adopted Ordinance, and if such Ordinance is not adopted within a period of ninety (90) days after execution thereof, this contract shall be null and void and of no further force and effect.

9. WAIVER OF RIGHT TO REMONSTRATE AGAINST ANNEXATION

The Developer, for himself, his successors in title and assigns, waives and releases any and all rights which it may now or hereafter have to remonstrate against or otherwise object to, interfere with, or oppose any pending or future annexation by City of any territory now or hereafter owned by him as described in Article 3 herein, or hereafter served by said Sewer or any extension thereof.

In further consideration and to induce City to execute and ratify this contract, said Developer, for himself, his successors and assigns, agrees by this contract to vest in City the permanent right at its direction to annex to the City of Fort Wayne at any future time by duly authorized Ordinance, the said real estate noted in Article 3 herein.

Developer further agrees that any deeds, contracts, or other instruments

65-116-15 10/26,

of conveyance made by the Developer, its successors or assigns, transferring or conveying any interest or title in and to any of the real estate described in Article 3 herein, shall contain the waiver and release provisions contained in this Article, which provisions shall run with the land and the acceptance of the delivery of any such instrument from the Developer, his successors and assigns, by any grantee, vendee, or contract purchaser and their successors in title.

The Developer further agrees to record an executed copy of this contract in the Allen County Recorder's Office within ten (10) days of its adoption and approval by the Common Council of the City as hereinafter provided.

Any owner or owners of land which is now, or hereafter located outside the Corporate Limits of City, who connect into the Sewer constructed hereunder, shall be deemed to thereby waive his, her, their or its right to remonstrate against or otherwise object to, interfere with, or oppose any pending or future annexation by City of such land or of the territory in which it is located, or of the area served by said Sewer.

IN WITNESS WHEREOF the parties have subscribed to this Agreement the day and year first above written.

DEVELOPER:
MICHAEL W. THOMAS

By Michael W. Thomas
Michael W. Thomas

CITY OF FORT WAYNE

By Robert E. Armstrong
Robert E. Armstrong, Mayor

BOARD OF PUBLIC WORKS

By Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H. LaMar

Max G. Scott
Max G. Scott

ATTEST:
Ursula Miller
Ursula Miller, Clerk

Approved as to form and legality:
Larry J. Burke
Associate City Attorney

This Instrument prepared by Ronald L. Bonar and Associates, Inc.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Michael W. Thomas, Developer, who acknowledged the execution of the foregoing Agreement for Sewer Extension, as and for his voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal, this 30th day of September, 1977.

Rita A. Stier
Notary Public
Rita A. Stier

My Commission Expires:
6-11-81

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared Robert E. Armstrong, Mayor; Henry P. Wehrenberg, Chairman of the Board of Public Works; Ethel H. LaMar and Max G. Scott, Members of the Board of Public Works; and Ursula Miller, Clerk of the Board of Public Works, who acknowledged the execution of the foregoing Agreement for Sewer Extension, as and for their voluntray act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal, this 24 day of October, 1977.

Anne J. Fox
Notary Public ANNE J. Fox

My Commission Expires:
3-6-80

65-111-15

VILLAS OF THE MARKET PLACE SANITARY SEWERS

LOCAL CONNECTION FEES

OFF-SITE

Bid "A" of John Hartman Construction Company (Less inspection cost)	$24,886.75
Inspection Cost	700.00
Engineering Cost	2,000.00
Agreement Fees	300.00
TOTAL OFF-SITE COST	$27,886.75
LESS Change Order No. 1	- 1,000.00
LESS reduced quantities caused by rerouting	- 6,829.25
Project Cost After Change Order 1 and reduced quan.	$20,057.50
City Oversizing Cost	- 5,189.50
NET COST FOR LOCAL OFF-SITE SEWER	$14,868.00

ON-SITE

Bid of T-G Excavating, Inc. (Less inspection costs)	$12,390.00
Inspection Cost	616.00
Remainder of Project (John Hartman Invoice)	9,013.00
Engineering Cost	4,000.00
Agreement Fees	100.00
TOTAL ON-SITE COST	$26,119.00
TOTAL LOCAL SEWER COST	$40,987.00

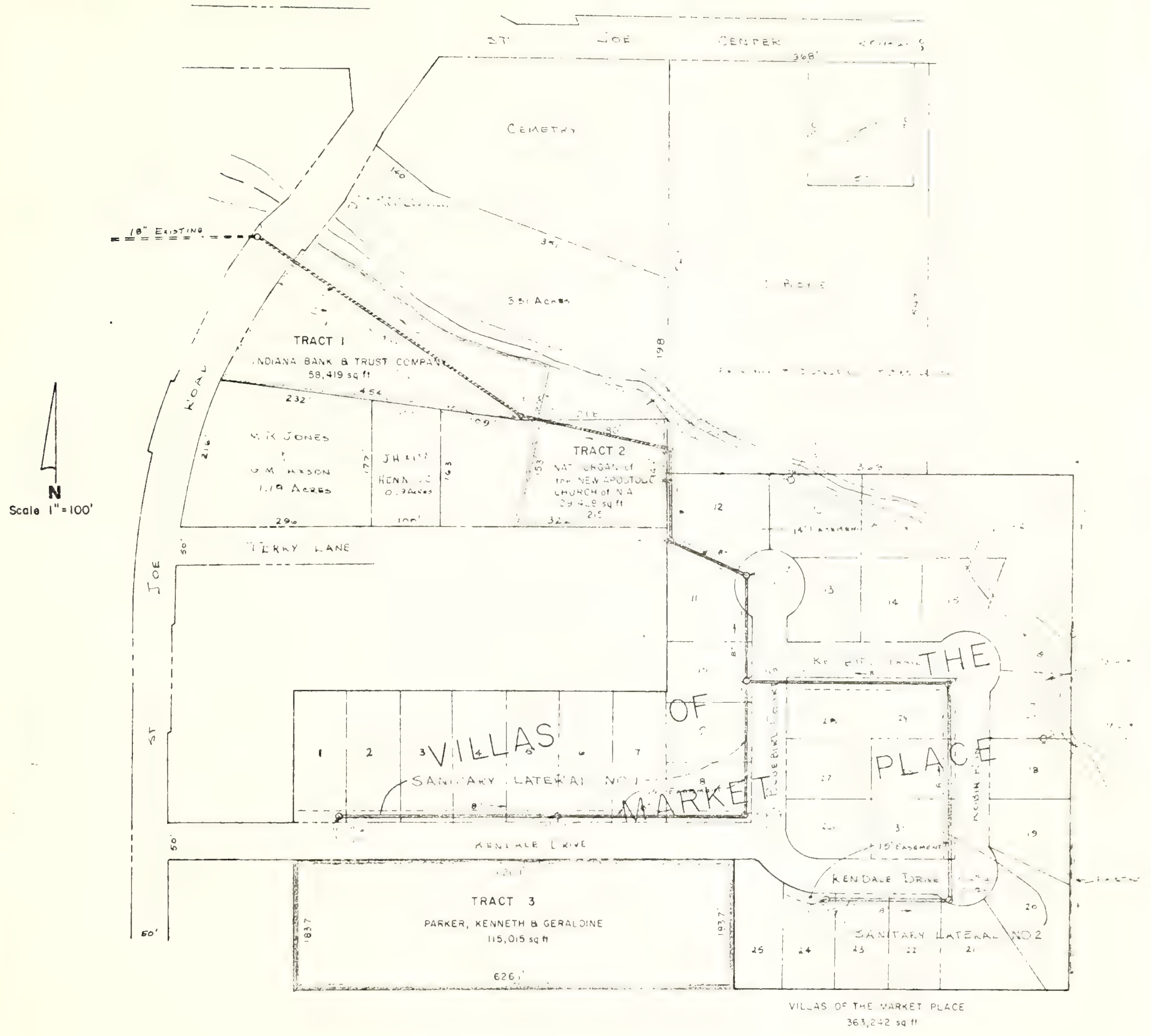
LOCAL AREA BENEFITING

Tract 1	58,419 SF
Tract 2	29,428 SF
Tract 3	115,015 SF
Villas of Market Place (Lots 1 thru 31)	363,242 SF
TOTAL AREA	566,104 SF

Cost Per Square Foot $40,987 ÷ 566,104 SF = $.0724019/SF

Tract 1	58,419 SF @ .0724019/SF	= $4,229.65 *
Tract 2	29,428 SF @ .0724019/SF	= 2,130.64 *
Tract 3	115,015 SF @ .0724019/SF	= 8,327.30 *
Villas of Mkt Pl.	363,242 SF @ .0724019/SF	= 26,299.41 *
		$40,987.00 *

*See Item #6 for area connection fees which are in addition to the local benefits.


N
Scale 1" = 100'
ST JOE CENTER ROAD
368'
CEMETRY
140
341
3.51 ACRES
18" EXISTING
198
TRACT 1
INDIANA BANK & TRUST COMPANY
58,419 sq ft
232'
454
M.R. JONES
G.M. HIXSON
1.19 ACRES
216'
296
177
JH
HENN
0.9 Acres
100'
163
09'
TRACT 2
NAT. ORGAN. of the NEW APOSTOLIC CHURCH of N.A.
29,429 sq ft
153
215
32
80'
363
12
14' EASEMENT
TERRY LANE
50'
ST JOE ROAD
11
13
14
15
VILLAS OF THE MARKET PLACE
1
2
3
4
5
6
7
8
SANITARY LATERAL NO 1
15' EASEMENT
KENDALE DRIVE
50'
28
29
27
18
19
15' EASEMENT
KENDALE DRIVE
ROBIN
20
TRACT 3
PARKER, KENNETH & GERALDINE
115,015 sq ft
1837
1837
626
50'
25
24
23
22
21
SANITARY LATERAL NO 2
VILLAS OF THE MARKET PLACE
363,242 sq ft

VILLAS OF THE MARKET PLACE
SANITARY SEWERS

Developer: Michael W. Thomas
Engineer: Ronald L. Bonar & Assoc., Inc.

September 1977

EXHIBIT "A"

LEGEND

Proposed Offsite Sanitary Sewer 18"
Proposed Onsite Sanitary Sewer 8"
Local Area Benefited ▭

[illegible]

65-107-21 H.I. 10/19/77

DULY ENTERED FOR TAXATION
OCT 25 1977
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

COMMISSIONER'S DEED

WHEREAS, on the 27th day of June, 1977, the Board of Commissioners of Allen County, Indiana, entered into an agreement with the Board of Works of the City of Fort Wayne, Allen County, Indiana, whereby said Board of Commissioners ascertained that the following described real estate, to-wit:

> Lot 5 in Lanternier's SubAddition to the City
> of Fort Wayne, Allen County, Indiana.
> (Key No. 93-3262-0005).

was not then, nor would be in the foreseeable future, required or satisfactory for the County's business or recreational purposes and that said Board of Commissioners desired to sell all said Board's right, title and interest in said property, said agreement to convey real estate being recorded in the Office of the Auditor of Allen County in Commissioners Minute Book 44, page 470-A; and

25 PM 1:56
ALLEN COUNTY RECORDER

WHEREAS, the records in the Auditor's Office of Allen County, Indiana, reflect that notice that the County Council of Allen County, Indiana, would on the 6th day of September, 1977, convene to consider an Ordinance fixing the terms and conditions of a sale to consumate said above-mentioned agreement to convey real estate, was published once in the Fort Wayne Journal-Gazette and the Fort Wayne News-Sentinel newspapers, newspapers of general circulation of opposite political views in Allen County, Indiana, on the 27th day of August, 1977, said notice being recorded in County Council Book 11, page 1/9-6-77; and

WHEREAS, the County Council of Allen County, Indiana, on the 6th day of September, 1977, did consider and enact an Ordinance whereby said Council ordered the Board of Commissioners of Allen County, Indiana, to sell all its right, title and interest in the above-described real estate to the City of Fort Wayne,

INSTRUMENT # 10,690

ANN FOX 7524

Indiana, for the amount of One Dollar ($1.00); all as recorded in the Office of the Auditor of Allen County, in County Council Book 11, page 10+11/; 9-6-77 and

WHEREAS, the Common Council of the City of Fort Wayne, Allen County, Indiana, did, by special ordinance S-149-77, said ordinance being duly presented and enacted, confirm and ratify, on the 26th day of July, 1977, the terms and conditions of that certain agreement to convey real estate between the Board of Works of the City of Fort Wayne and the Board of Commissioners of Allen County, as recorded in the Office of the Clerk of the City of Fort Wayne, Indiana, in General Ordinance Book 20, page 54;

THEREFORE, THIS INDENTURE WITNESSETH that ALLEN COUNTY, STATE OF INDIANA, by the Board of Commissioners of Allen County, Indiana, does hereby grant, bargain and sell to the City of Fort Wayne, Allen County, Indiana, for and in the consideration of One Dollar ($1.00) and other valuable consideration, receipt of which is hereby acknowledged the following real estate in Allen County, in the State of Indiana, to-wit:

> Lot 5 in Lanternier's SubAddition to the City
> of Fort Wayne, Allen County, Indiana.
> (Key No. 93-3262-0005).

subject to all assessments, encumbrances, restrictions, easements of record, and to all visible easements not of record.

Dated this 18th day of October, 1977.

BOARD OF COMMISSIONERS OF
ALLEN COUNTY, INDIANA

BY:

BY:

BY: Vance

ATTEST:

Auditor of Allen County, Indiana

DULY ENTERED FOR TAXATION
NOV 21 1977
Joan D. Uebelhoer
ALLEN COUNTY

77-034069

65-109-7 HI 10/2

3-231-7

AGREEMENT FOR

SEWER EXTENSION

THIS AGREEMENT, made [illegible] date this 20 day of October, 1977, by and between LITTLE TURTLES TERRITORIES, INC., hereinafter referred to as "Developer", and the CITY OF FORT WAYNE, INDIANA, an Indiana Municipal Corporation, hereinafter referred to as "City".

WITNESSETH:

WHEREAS, the Developer desires to construct a sanitary sewer described as follows:

Main - 1

Commencing at existing manhole #39 of Res. #272 (St.Joe Interceptor) located 15±LF North of and 20±LF East of the Southwest corner of Lot 35 of Fallen Timbers, Section "B"; then Northeasterly 230±LF to proposed manhole #1 located 12±LF South of the Northeast corner of said Lot 35; thence Northerly 730±LF within the right of way of St. Clair's Retreat to a manhole located 88±LF East of the Northeast corner of Lot 47 of Fallen Timbers Section "B"; thence West along the North line of said Lot 47 210±LF terminating at a proposed manhole located 10±LF East of the Northwest corner of said Lot 47.

Lateral #1-A

Commencing at manhole #2 of lateral #1 located 27±LF South of the centerline intersection of St. Clair's Retreat and Blue Jacket Run; thence West within the right of way of Blue Jacket Run 390±LF terminating at a proposed manhole located 15±LF East of and 10±LF South of the Northeast corner of Lot #40 of Fallen Timbers Addition, Section "B".

ALLEN COUNTY RECORDER
1 PM 3:17

Lateral #1-B

Commencing at proposed manhole #1 of main #1 located 12±LF South of the Northeast corner of Lot 35 of Fallen Timbers Addition, Section "B"; thence Easterly 140±LF terminating at a proposed cleanout located 12±LF South of and 10±LF East of the Northeast corner of said lot #35.

Main #2

Commencing at an existing manhole located 110±LF West of and 80±LF South of the Southwest corner of Lot #20 of Fallen Timbers Addition, Section "B"; thence Northeasterly 125±LF to a proposed manhole located 16±LF South of the Southwest corner of said Lot 20; thence East 490±LF to a proposed cleanout located 8±LF South of and 5±LF East of the Southwest corner of Lot 24 of Fallen Timbers Addition, Section "B".

Said sewer to be 8" and 12" in size in accordance with plans, specifications and profiles hereinafter submitted to the City, now on file in the office of

INSTRUMENT K 11,936

JCFF

the Chief Water Pollution Control Engineer of the City Utilities of the City and titled as FALLEN TIMBERS, SECTION "B", which plans, specifications and profiles are by reference incorporated herein and made a part hereof, which sewer will serve not only land in which the Developer has an interest, but also adjoining land areas and hereinafter referred to as "Sewer".

WHEREAS, the total cost of construction of said sewer is represented to be $41,227.81 composed of $15,219.60 for oversizing construction costs; and $26,008.21 for local construction costs.

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties hereto agree as follows:

1. CONSTRUCTION OF SEWER

The Developer shall cause said Sewer to be constructed and located in accordance with said plans, specifications, and profiles, all approved by the City, under private contract to let within sixty (60) days after required City approval. All work and materials shall be subject to inspection by and the right of the City to halt construction if there shall be noncompliance therewithin. Said sewer shall not be deemed permanently connected into the Sewer system of the City until all inspection fees are paid in full by the Developer and the final acceptance is issued by the City. Upon completion, said Sewer shall become the property of the City and City shall accept sewage therefrom, subject to such sewage charges as may now or hereinafter be regularly established by the City, and all further maintenance shall be borne by the City.

2. COST OF CONSTRUCTION

The total cost of construction shall be divided as follows:

a. The local construction cost including engineering services shall be provided by the Developer at no cost to the City.

b. The cost of the oversizing construction is based upon a Bid amount for the entire 12" Sewer Line from Station 0+00 to Station 11+70 less the bid amount for the entire 8" Sanitary from Station 0+00 to Station 11+70 of Sanitary Main #1. Furthermore, in consideration for the oversizing payment due the Developer in the amount of $15,219.60, the Developer agrees to accept the following credits on fees, assessments,etc. due the City:

   1. The acreage assessment due on Res. 61-140-11 for FALLEN TIMBERS, SECTION "B", which is as follows:

      Total acreage in FALLEN TIMBERS, SECTION "B" is 29.28 acres and the acreage in the streets is 3.786 acres which leaves a net of 25.494 acres for assessment. Therefore, 25.494 acres at $475.00 per acre equals a credit of $12,109.65 to the Developer.

   2. The local assessment due on Res. 61-140-11 for FALLEN TIMBERS,

SECTION "B" is as follows:

The local sewer assessment for the interceptor through Lots 28, 39, 40 and 41 of FALLEN TIMBERS ADDITION, SECTION "B" is hereby waived which leaves a net of 736.5 lineal feet for assessment. Therefore, 736.5 lineal feet @ $3.00 per foot equals a credit of $2,209.95 to the Developer.

3.The building sewer permit fee due for the 30 residential lots in FALLEN TIMBERS, SECTION "B" is as follows:

The thirty (30) lots at $30.00 per lot equals a credit of $900.00 to the Developer.

3. CHARGE AGAINST EXCESS AREA (Reference Exhibit "A")

Said sewer, when constructed, will also serve a portion of the additional or excess 425 acres area as shown located within the Northeast 1/4 of the N.E. 1/4 Section 2, Tonwship 31 North, Range 12 East, N 1/2 Northwest 1/4 Section 1, Township 31 North, Range 12 East and Section 33, Township 32 North Range 12 East. In the event any present or future owner of said described excess area shall at any time after the date of this Agreement desire to use said Sewer or any extension thereof, whether by direct tap or through the extension of connection of lateral or local lines to service such land, the City shall receive an area connection fee for the construction of said Sewer, in the amount of $50.00 per acre. This is in addition to the $475.00 per acre area connection fee due City for Res. 61-140-11 recorded by instrument No. 74-22909.

4. AREA OF DEVELOPER

Said Sewer when accepted by the City will serve a portion of the following described real estate: that land platted as FALLEN TIMBERS, SECTION "B" located within the Northwest 1/4 of Section I, Washington Township, in the Northeast 1/4 of Section 2, Washington Township containing a gross acreage of 29.28 acres.

As the Developer will pay for the total cost of construction of said Sewer in accordance with Item #2 above, as it pertains to the above described area, no charge or assessment is made by this Agreement against the above described real estate for the construction of said Sewer by the present or future owners of said real estate, only as to such standard monthly sewage treatment charges as are customarily charged by the City for connections to City Sewer mains and treatment of sewage therefrom.

5. FUTURE USE OF SEWERS

In the event any present or future owners of said described excess area shall at any time after the date of this Agreement, desire to use said sewer or any extension thereof, whether by direct tap or through the extension of connection of lateral or local lines to service such land, the City shall receive a connection fee of $475.00 per acre area connection fee due City for Res. 61-140-11 recorded by Instrument 74-22909.

6. BOND

This contract is subject to Developer furnishing a satisfactory Maintenance Bond for 25% of the total cost of construction of said sewer which shall guarantee said Sewer against defects for a period of one year from the date of final acceptance of said Sewer by the City.

7. LIMITATION ON USE

Said Sewer shall be constructed for dispoal of sanitary sewage only and neither the parties hereto,their successors, or assigns, or any future owners of any land serviced by said Sewer, shall at any time discharge or permit to be discharged or to flow into said sanitary sewer, any water runoff caused by natural precipitation or anything other than sanitary sewage or contaminated water.

8. GOVERNING STATUTE

It is the intention of the parties hereto to utilize and take advantage of and apply to this Agreement the provisions of Section 16, 17 and 18 of Chapter 128 of the Acts of 1967 of the State of Indiana (Burns Indiana Statutes Anno., 1968 Supple.,Section 48-3963, 3964 and 3965), the provisions of which Sections shall govern with respect to any matters not specifically outlined herein.

9. WAIVER OF RIGHT TO REMONSTRATE AGAINST ANNEXATION

The Developer, for himself, his successors in title and assigns, waives and releases any and all rights which it may now or hereafter have to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by City of any territory now or hereafter owned by him, as described in Article 3 herein, or hereafter served by said sewer or any extension thereof, Pursuant to Burns Indiana Statutes Anno. I. C. 19-2-7-16, 17 and 18.

In further consideration and to induce City to execute and ratify this contract, said Developer, for himself, his successors and assigns, agrees by this contract to vest in City the permanent right at its discretion to annex to the City of Fort Wayne at any future time by duly authorized ordinance the said real estate described in Article 3 herein.

Developer further agrees that any deeds, contracts, or other instruments of conveyance made by the Developer, its successors or assigns transferring or conveying any interest in and to any of the real estate described in Article 3 herein, shall contain the waiver and release provisions contained in this article, which provisions shall run with the land and the acceptance of the delivery of any such instruments from the Developer, his successors and assigns by any grantee, vendee, or contract purchaser, shall be made subject to the terms of this Agreement and shall constitute an acceptance of the foregoing provisions by said grantee, vendee, or contract purchaser and their successors in title.

The Developer further agrees to record an executed copy of this contract in the Allen County's Recorder's Office within ten (10) days of its adoption and approval by the Common Council of City has hereinafter provided.

Any owner or owners of land which is now, or hereafter located outside the corporate limits of City who connect into the sewer constructed hereunder shall be deemed to thereby waive his,her,their or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by City of such land or of the territory in which it is located or of the area served by said sewer.

10. COUNCILMANIC APPROVAL

It is understood and agreed that this contract is in all respects subject to approval by the Common Council of City, by duly adopted Ordinance, and if such Ordinance is not adopted within a period of ninety (90) days after execution thereof,this contract shall be null and void and of no further force and effect.

IN WITNESS WHEREOF, the parties have subscribed to this Agreement the day and year first written above.

DEVELOPER:
LITTLE TURTLES TERRITORIES,INC.

By: ______________________
Robert E.Henniger,President

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public,in and for said County and State, this 14th day of October ,1977, personally appeared LITTLE TURTLES TERRITORIES, INC., an Indiana Corporation, by Robert S.Henniger, its President and acknowledged the execution of the foregoing Agreement for Sewer Extension to be the voluntary act and deed of said corporation,and of said officers, for the uses and purposes therein contained. WITNESS my hand and official seal.

Kaylyn Roemke
Notary Public
KAYLYN ROEMKE

My Commission Expires:
3/25/81

CITY OF FORT WAYNE

By: Robert E Armstrong
(Robert Armstrong), Mayor

BOARD OF PUBLIC WORKS

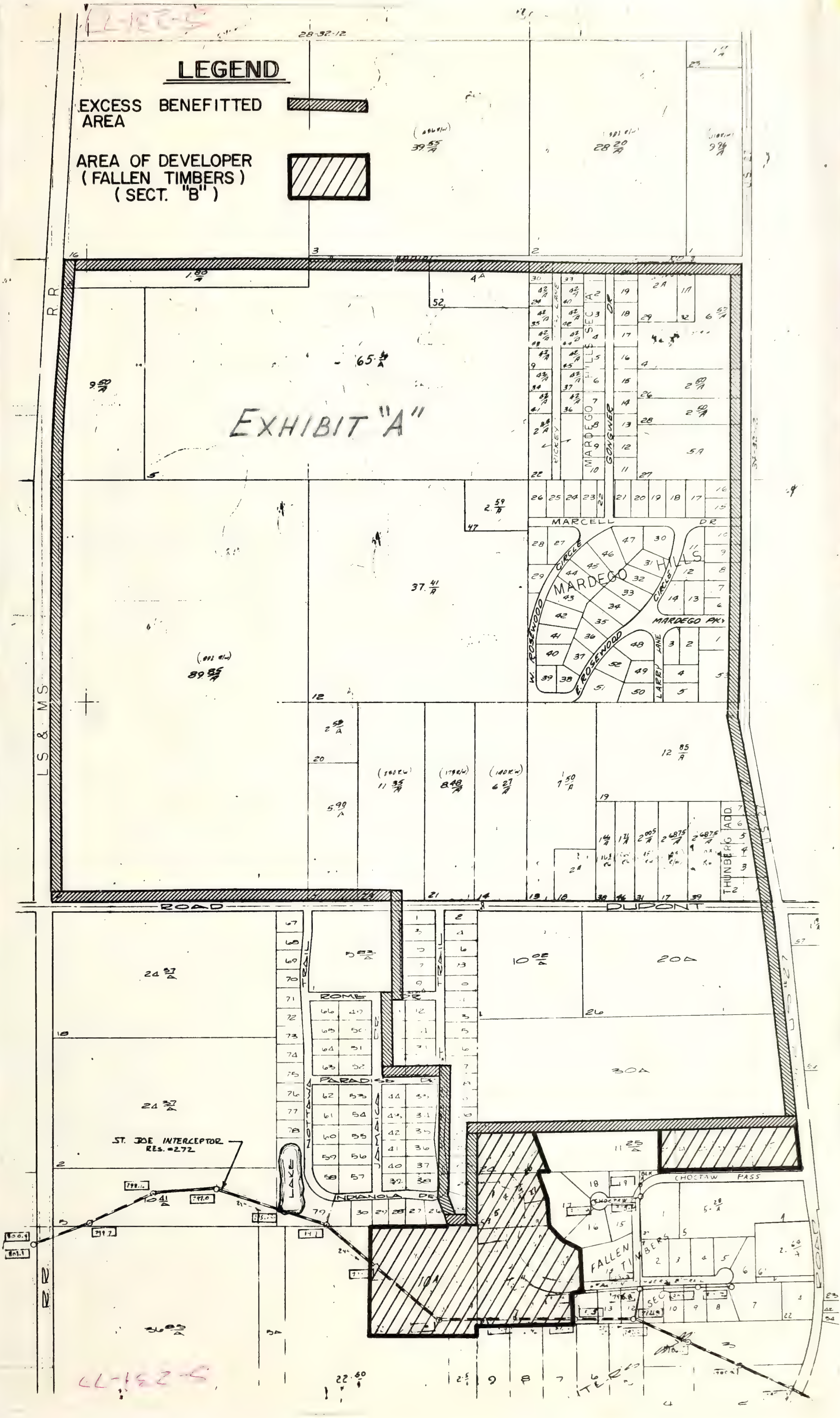
By: ______________________
(Henry Wehrenberg), Chairman

By: Ethel H. LaMar
(Ethel LaMar), Member

By: Max G Scott
(Max G Scott), Member

ATTEST:
Ursula Miller
Clerk

____
Associate City Attorney
Prepared by: Philip R. Boller,P. E.


LL-152-5
28-32-12
LEGEND
EXCESS BENEFITTED AREA
AREA OF DEVELOPER (FALLEN TIMBERS) (SECT. "B")
EXHIBIT "A"
LS & MS RR
ROAD
DUPONT
MARCELL DR
MARDEGO HILLS
MARDEGO HILLS SEC A
W. ROSEWOOD CIRCLE
E. ROSEWOOD CIRCLE
MARDEGO PK.
LARRY LANE
DICKEY LANE
GONGWER
THUNBERG ADD
US 27
ROME
PARADISE DR
INDIANOLA DR
NOTTAWA TRAIL
JAMAICA
LAKE
CHOCTAW PASS
FALLEN TIMBERS SEC
ROAD
ST. JOE INTERCEPTOR RES. =272
65.5 A
37.41 A
89.85 A
12.85 A
24.37 A
20A
30A
10A
LL-152-5

77-035069

65-106-19

HL 10/19/77

DULY ENTERED FOR TAXATION
DEC 1 1977
Joan D. Uebelhoer
AUDITOR OF ALLEN COUNTY

5-254-77

WATER POLLUTION CONTROL TREATMENT AGREEMENT BETWEEN THE CITY OF FORT WAYNE, INDIANA AND MAYSVILLE REGIONAL SANITARY SEWER DISTRICT

THIS AGREEMENT (hereinafter referred to as "Agreement") entered into this 19 day of October, 1977, by and between the CITY OF FORT WAYNE, INDIANA, a municipal corporation of the State of Indiana (hereinafter referred to as "Contractor"), and MAYSVILLE REGIONAL SANITARY SEWER DISTRICT, a "Sewer District" established under the laws of the State of Indiana (hereinafter referred to as "Contractee"),

WITNESSETH THAT:

WHEREAS, Contractor has a sewage treatment plant that is presently receiving Federal and State grant assistance in the expansion of the capacity thereof, which, when expanded, will have a capacity available for the treatment of sewage from Contractee; and

WHEREAS, Contractee does not have a sewage treatment plant with the capacity and/or capability to adequately treat the sewage from its service area; and

DEC -1 AM 10:22
ALLEN COUNTY RECORDER

NOW THEREFORE, Contractor agrees to provide Contractee with sewage treatment service through Contractee's connection with the Fort Wayne sewer system for sewage treatment pursuant to the following terms and conditions:

1. Effective Date. It is understood and agreed between the parties that this contract shall become effective after its execution and approval by the Board of Public Works and Common Council of the City of Fort Wayne and by the Board of Trustees of Contractee and any courts having jurisdiction over acts of said Board. By execution of this Agreement, Contractor represents that

INSTRUMENT K 12,273

prior approval of EPA, as hereinbefore referred to, has been granted to Contractor for rates charged herein. It is also understood and agreed that this Agreement is also subject to the approval of the Indiana Stream Pollution Control Board, the Indiana Board of Health, and any other regulatory agency as may be legally required.

2. Term of Agreement. This Agreement shall continue in full force and effect for twenty (20) consecutive years from the first date of connection or rendering of service hereunder.

This Agreement shall continue in full force and effect for an indeterminate number of five (5) year terms after the initial term unless one of the parties shall notify the other in writing at least three (3) years prior to the expiration of the original term or any additional five (5) year terms of its desire not to continue the Agreement. In the event that there has been a change in physical conditions or rates applicable within the three (3) year period prior to the expiration of the original term or any additional term, then the terms and conditions of any renewal hereunder shall be re-negotiated in order to reflect the effect of such changes and the terms and conditions of this Agreement.

3. Interconnection. Contractee shall connect to the sanitary sewer lines of the Leo-Cedarville RSD at a point specified as follows:

The purpose of the tap-in shall be to transport Contractee's sewage through the Leo-Cedarville RSD lines to the Fort Wayne sewer system for treatment.

If a new tap-in is agreed to hereunder by the parties, Contractee will prepare, provide and construct, at its expense, the following:

A. Engineering plans and specifications for the gravity sewer line, pumping stations, measuring devices and appurtenances to connect its present system with the present Fort Wayne system at the metering and tap-in points, with copies of such plans and specifications to be given to the City of Fort Wayne at least two (2) weeks before the same are submitted for approval to the Indiana Stream Pollution Control Board and the Indiana Board of Health in order to allow Fort Wayne to review and make written comment with respect to said submissions.

B. The easements relating to any land over which the transporting gravity sewer line is to be constructed are to be obtained and recorded.

It is expressly understood and agreed between the parties that all costs of the tap-in, including the planning, inspection and construction of any transporting gravity sewer line to said tap-in point shall be borne exclusively by Contractee.

4. Acceptance and Treatment of Sewage.

A. Responsibility for Delivery and Transportation. Contractee shall be solely responsible for delivery of the sewage material to the metering point and/or tap-in point in a form suitable for passage through the Fort Wayne sewer line system. The metering point and tap-in point are located as shown on Exhibit "A". Said sewage material shall be delivered from the Contractee's sewage line system to the tap-in and metering point by a gravity sewer line. Contractor shall be solely responsible for transporting the sewage material from the tap-in and metering point and delivering same to its sewage treatment facilities.

B. Treatment. Contractor shall be solely responsible for the proper treatment and transportation of the sewage materials received from Contractee in accordance with the requirements and standards of the Indiana Stream Pollution Control Board, Indiana State Board of Health and the Environmental Protection Agency.

C. Sewage Materials Acceptable. Contractee shall comply in every regard where applicable with Chapter 24 of the Code of the City of Fort Wayne, Indiana of 1977, and as amended from time to time thereafter and specifically, but not limited to, Article III, Prohibited Industrial Discharges, and the Rules and Regulations of the U. S. Environmental Protection Agency. Contractor shall be under no obligation whatever to accept any type of waste or toxic materials, if said waste or material is a prohibited discharge under rules of any regulatory agency having jurisdiction in the circumstances. It is recognized by Contractee that the Code of the City of Fort Wayne, Indiana of 1977, Chapter 24, may be amended from time to time so as to change the types of wastes which must be accepted by Contractor and the parties specifically agree to such amendments.

Upon discovery that unacceptable sewage materials as defined by Chapter 24 of the Code of the City of Fort Wayne, Indiana of 1977, as amended from time to time, or waste or materials deemed unacceptable pursuant to rules and regulations duly promulgated by any regulatory agency having jurisdiction are being transmitted by the Contractee's connection to Fort Wayne's system:

(1) Contractee shall immediately cease delivery of such materials and/or waste upon verbal notification and confirmation thereof in writing, within twenty-four (24) hours.

(2) If Contractee shall fail to cease said transmission immediately, Contractor may, at its option, without liability and at Contractee's cost:

> (a) Cut off the user, if such is ascertainable, which is found to be delivering unacceptable sewage to the Contractee's sewer system;
>
> (b) Cease servicing the entire Contractee system and cease accepting all sewage transmission from Contractee until the cause for such action is remedied to the satisfaction of Contractor, the U.S. Environmental Protection Agency and the Stream Pollution Control Board of Indiana;
>
> (c) Contractee shall bear all liabilities and costs which Contractor may incur or be liable for, in its sole discretion, caused either by the further transmission of said unacceptable sewage by Contractor or exercise of its rights hereunder; or both.

D. Volume. In the event of flow which average more than 0.200 mgd (hereafter "base mgd") for any 90 day period (hereafter "qualifying period") then an additional treatment plant capital charge (hereafter "surcharge") will be paid by Contractee, subject to the following provisions:

(1) The surcharge shall be equal to the capital charge (as approved by EPA) for Contractor's treatment rate for all users multiplied by the ratio of the excess mgd during the qualifying period to the base mgd expressed in and collected for per 100 cu. ft. thereof.

(2) In no event shall the Contractor be required to accept sewage from Maysville RSD in volumes of flow which average more than double base mgd for any subsequent qualifying period.

E. Cost of Treatment.

(1) Rate. Contractee agrees to pay to Contractor for the conveyance, treatment and billing of sewage flow received at the metering point both in respect of the volume and composition of such flow as set out in the contract rate attached hereto as Exhibit "B". As provided in said rate schedule, as approved by EPA and all legislative and regulatory bodies having jurisdiction thereof, Contractee agrees to pay, when applicable, any zone surcharge, excess strength surcharge, or flat charge so provided for.

The rates set forth in Exhibit B, it is understood by the parties, will be subject to annual review and adjustment whenever the rates charged all other contract users are reviewed and adjusted.

(2) Measure of Volume. Contractee shall install proper and adequate metering and sampling devices for the purpose of measuring the volume of sewage materials delivered to the metering point on Exhibit "A" for treatment, and to provide sampling and monitoring capability. Said metering and sampling devices

shall be constructed in a manner and in a place acceptable to Contractor. The design of meters and metering points shall be approved by Contractor and shall provide for the following metering devices:

Each such device shall be subject to the inspection, testing and approval of each party at all times. For these purposes, and for the purposes of reading and recording data from said meters, each party shall at all times have complete and free access to said metering points and devices.

The cost of planning, designing, building and installing metering point or points and devices including acquisition of real estate shall be borne exclusively by Contractee. In addition, Contractee shall assume complete responsibility, including costs, for the installation, maintenance and repair of said metering devices, and will further defray any costs incurred by reason of testing of the metering devices as requests may be made by Contractor from time to time, provided such requests are reasonable as to frequency and nature of tests required.

Sampling devices which are capable of providing a twenty-four (24) hour composite taken hourly shall be installed and maintained by Contractee. The location of such sampling devices and the specifications thereof shall be approved by the Contractor.

Composite twenty-four (24) hour sampling will be conducted at the minimum of weekly intervals. Parameters to be tested shall include PH, suspended solids, COD, BOD, phosphorus, metal ions, total nitrogen and other testing as required to satisfy Indiana Stream Pollution Control Board and the U.S. Environmental Protection Agency regulations.

Material samples as received from the sampling device shall be available to both contracting parties. In the event the Contractor provides testing for such samples, the reasonable cost of providing such services shall be paid by Contractee.

(3) Payment. The volume of sewage accepted by Contractor into its sewage system for processing from Contractee as measured by metering devices previously specified shall be determined on or about the first Monday of each calendar month and shall be billed to Contractee within thirty (30) days thereafter for all charges applicable under rate schedules then in effect for the previous thirty (30) day metered period. Such charges shall commence on the first day sewage is accepted by Contractor into its sewage system from Contractee for processing. Payment shall be made by Contractee promptly, without the right of set-off, within twenty (20) days after being billed by contractor.

(4) Rate Covenants of Contractee. Contractee shall institute, maintain and enforce a system of user charges in accordance with Sec. 204 B (1), Public Law 92-500 as amended and supplemented and guidelines and regulations promulgated by EPA from time to time thereunder. Contractee shall provide evidence of continuing compliance therewith as required by Contractor and pursuant to foregoing legislation and rules.

Contractee shall adopt and enforce ordinances providing for rates, rules and regulations and use of its sewage system which are in conformity with reasonable requirements adopted and enforced by the Contractor for the purpose of permitting the Contractor, on a continuing basis, to be awarded grants from the State of Indiana and from EPA and other governmental agencies which may now or in the future offer grants incident to the treatment and collection of sewage.

(5) Industrial Cost Recovery System. The Contractee shall institute, maintain and enforce an Industrial Cost Recovery System for industrial users (as such users are defined in 40 CFR 35.905-8) as required under the rules and regulations of EPA with particular reference to paragraphs 35.935-13 and 35.928-1 and 35.928-2 of the rules and regulations of EPA pursuant to Public Law 92-500, and all acts and amendments subsequent thereto.

Contractee shall collect in trust from industrial users of its system industrial cost recovery funds as may be required by the prevailing federal statutes and EPA regulations referred to above as may be further directed and mandated by the Contractor, for and on behalf of Contractor, in respect of its requirements imposed by the EPA so that said contractor may, on a continuing basis, meet all of the requirements of its Industrial Cost Recovery System. All funds collected from industrial users served by the sewage system of the Contractee in respect to state and federal grants of which the Contractor is grantee shall be held in trust as collected and shall be remitted to Contractor in accordance with payment provisions set forth elsewhere in this Agreement. In the event, pursuant to written notice thereof, Contractee fails to comply with enforcement or collection requirements of the Industrial Cost Recovery and User Charge or any other provision of PL 92-500 which failure places in jeopardy or in any other manner makes Contractor deficient and/or delinquent as a grantee of the state and federal governments, then Contractor can levy charges and collect revenues from users of Contractee's system to satisfy any such deficiency.

F. Industrial Customers' Reports.

In remitting Industrial Cost Recovery funds to Contractor as referred to above, information will be submitted by Contractee on a monthly basis or such longer period as agreed to by the parties in writing, including the same of the industry, industrial flow, analysis of waste and such other information as may be deemed necessary and useful to meet the requirements of EPA and the Contractor.

G. Billing.

Contractor will be responsible for reading the metering devices at metering and tap-in points and billing the Contractee therefor in accordance with rate schedules then in effect.

5. Litigation. The cost of litigation now, in the past or future, with customers within Contractee's customer service area required to be initiated by Contractor shall be borne solely by Contractee. Contractee agrees and undertakes to hold harmless and indemnify Contractor from any damages arising from Contractee's operation of its sewage system.

6. Compliance with Rules, Regulations, Standards and Laws. The parties of this Agreement shall comply with all state and federal regulations, standards and laws regarding the collection and treatment of sewage and the operation of their respective systems. In the event studies and/or rehabilitations are necessary or required as a condition of Contractor receiving a sewage grant, Contractee shall cooperate with Contractor's reasonable requests to satisfy such requirements.

7. Right of First Refusal and Service Area. During the term of this Agreement, Contractee shall not expand its sewer system, nor annex or otherwise acquire any service area outside of Contractee's service area as identified on Exhibit "C" attached hereto.

8. More Than One Tap-In Point. Should it become necessary or convenient for the parties hereto to tap into the Contractor's sewer system at more than one point in order to permit adequate service, then the location of such tap-in point shall be negotiated between the parties. All of the terms and conditions of this Agreement shall pertain to extension of this Agreement.

9. Remedies in the Event of Default. In the event that Contractee shall default hereunder and said default is not cured within thirty (30) days of written notice of same, or, in the event said default is not of a type which can be cured within thirty (30) days, or Contractee is not proceeding with due diligence to cure said default within thirty (30) days of written notice of same, or if Contractee shall fail to make any payment hereunder within thirty (30) days after said payment is due to Fort Wayne (no notice being necessary in the event of non-payment), then Fort Wayne may apply to any court for the appointment of a receiver to administer all of Contractee's sewer works in the place of and stead of Contractee and to fix, charge and collect rates for such service. Collections from such an arrangement shall be paid out as follows:

> First, to payment of any delinquent sewage charges to the City of Fort Wayne;
>
> Second, to payment of expenses of operation, repair and maintenance of the Contractee's system;
>
> Third, to payment of any revenue bond obligations, or matured long-term debt;

Contractee now consents and agrees to the appointment of such a receiver in the event of default and specifically acknowledged receipt of sufficient consideration for such consent and agreement, and now waives any future recourse to said appointment.

10. Notices. Any notices required or desired to be given under this Agreement may be served personally or by mail. Any notice given by mail shall be deemed to have been served upon certified mailing, return receipt requested, postage prepaid, addressed to the party to be served at the last address filed by such party with the other party. At the date of the execution of this Agreement, Fort Wayne's address is City-County Building,

Attention of the Mayor, and Contractee's official address is: C/O George H. Stieglitz, Jr., P.O. Box 179, Grabill, Indiana 46741.

11. Benefit. All of the provisions of this Agreement shall inure to the benefit of, and shall be binding upon, the successors and assigns of this Agreement.

CITY OF FORT WAYNE, INDIANA

By: Robert E. Armstrong
Robert E. Armstrong
Its Mayor

ATTEST:

Charles W. Westerman
Charles W. Westerman
Its Clerk

BOARD OF PUBLIC WORKS

By: Henry P. Wehrenberg
Henry Wehrenberg

By: Ethel H. LaMar
Ethel H. LaMar

By: Max G Scott
Max G. Scott

MAYSVILLE REGIONAL SANITARY SEWER DISTRICT

Homer C McMaken
Homer C. McMaken

Roy S Fogle
Roy S. Fogle

George H Stieglitz Jr
George H. Stieglitz, Jr.

ATTEST:

Ursula Miller

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, a Notary Public in and for said County and State, personally appeared the above named Robert E. Armstrong, Mayor of the City of Fort Wayne, Charles W. Westerman, Clerk of the City of Fort Wayne, Henry Wehrenberg, Ethel H. LaMar, and Max G. Scott, Members of the Board of Public Works of the City of Fort Wayne, who acknowledged that they did sign the foregoing Agreement and that the same is their free act and deed.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal, this 19 day of October, 1977.

Anne J. Fox
Notary Public
ANNE J. FOX

My Commission Expires:
3/6/80

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State, personally appeared the above named Homer C. McMaken, Roy Fogle and George H. Stieglitz, Jr., Trustees of the Maysville Regional Sanitary Sewer District, and that they did sign the foregoing Agreement and that the same is their free act and deed.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal this 17 day of October, 1977.

Robert E. Connolly
Notary Public
ROBERT E. CONNOLLY

My Commission Expires:
May 31, 1981

APPROVED AS TO FORM AND LEGALITY

CITY ATTORNEY

BO 252-77

77-035068

65-106-18 H.I.

10/19/77

S-255-77

ALLEN COUNTY RECORDER

DULY ENTERED FOR TAXATION
DEC 1 1977
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

WATER POLLUTION CONTROL TREATMENT
AGREEMENT BETWEEN
THE CITY OF FORT WAYNE, INDIANA
AND
LEO CEDARVILLE REGIONAL SEWER DISTRICT

THIS AGREEMENT (hereinafter referred to as "Agreement") entered into this 19 day of October, 1977, by and between the CITY OF FORT WAYNE, INDIANA, a municipal corporation of the State of Indiana (hereinafter referred to as "Contractor"), and LEO CEDARVILLE REGIONAL SEWER DISTRICT, a sewer district established under the laws of the State of Indiana (hereinafter referred to as "Contractee").

WITNESSETH THAT:

WHEREAS, Contractor has a sewage treatment plant that is presently receiving Federal and State grant assistance in the expansion of the capacity thereof, which, when expanded, will have a capacity available for the treatment of sewage from Contractee; and

WHEREAS, Contractee does not have a sewage treatment plant with the capacity and/or capability to adequately treat the sewage from its service area; and

NOW, THEREFORE, Contractor agrees to provide Contractee with sewage treatment service through Contractee's connection with the Fort Wayne sewer system for sewage treatment pursuant to the following terms and conditions:

1. Effective Date. It is understood and agreed between the parties that this contract shall become effective after its execution and approval by the Board of Public Works and Common Council of the City of Fort Wayne and by the Board of Trustees of Contractee and any courts having jurisdiction over acts of said Board. By execution of this Agreement, Contractor represents that

INSTRUMENT K 12,272

13 50

prior approval of EPA, as hereinbefore referred to, has been granted to Contractor for rates charged herein. It is also understood and agreed that this Agreement is also subject to the approval of the Indiana Stream Pollution Control Board, the Indiana Board of Health, and any other regulatory agency as may be legally required.

2. Term of Agreement. This Agreement shall continue in full force and effect for twenty (20) consecutive years from the first date of connection or rendering of service hereunder.

This Agreement shall continue in full force and effect for an indeterminate number of five (5) year terms after the initial term unless one of the parties shall notify the other in writing at least three (3) years prior to the expiration of the original term or any additional five (5) year terms of its desire not to continue the Agreement. In the event that there has been a change in physical conditions or rates applicable within the three (3) year period prior to the expiration of the original term or any additional term, then the terms and conditions of any renewal hereunder shall be re-negotiated in order to reflect the effect of such changes and the terms and conditions of this Agreement.

3. Interconnection. Contractee shall connect with a sanitary interceptor line which is presently a part of Fort Wayne's sewer system at a point specified as follows:

The purpose of the tap-in shall be to transport Contractee's sewage to the Fort Wayne sewer system for treatment.

If a new tap-in is agreed to hereunder by the parties, Contractee will prepare, provide and construct, at its expense, the following:

> A. Engineering plans and specifications for the gravity sewer line, pumping stations, measuring devices and appurtenances to connect its present system with the present Fort Wayne system at the metering and tap-in points, with copies of such plans and specifications to be given to the City of Fort Wayne at least two (2) weeks before the same are submitted for approval to the Indiana Stream Pollution Control Board and the Indiana Board of Health in order to allow Fort Wayne to review and make written comment with respect to said submissions.
>
> B. The easements relating to any land over which the transporting gravity sewer line is to be constructed are to be obtained and recorded.

It is expressly understood and agreed between the parties that all costs of the tap-in, including the planning, inspection and construction of any transporting gravity sewer line to said tap-in point shall be borne exclusively by Contractee.

4. Acceptance and Treatment of Sewage.

A. Responsibility for Delivery and Transportation. Contractee shall be solely responsible for delivery of the sewage material to the metering point and/or tap-in point in a form suitable for passage through the Fort Wayne sewer line system. The metering point and tap-in point are located as shown on Exhibit "A". Said sewage material shall be delivered from the Contractee's sewage line system to the tap-in and metering point and delivering same to its sewage treatment facilities.

B. Treatment. Contractor shall be solely responsible for the proper treatment and transportation of the sewage materials received form Contractee in accordance with the requirements and standards of the Indiana Stream Pollution Control Board, Indiana State Board of Health and the Environmental Protection Agency.

C. Sewage Materials Acceptable. Contractee shall comply in every regard where applicable with Chapter 24 of the Code of the City of Fort Wayne, Indiana of 1977, and as amended from time to time thereafter and specifically, but not limited to, Article III, Prohibited Industrial Discharges, and the Rules and Regulations of the U.S. Environmental Protection Agency. Contractor shall be under no obligation whatever to accept any type of waste or toxic materials, if said waste or material is a prohibited discharge under rules of any regulatory agency having jurisdiction in the circumstances. It is recognized by Contractee that the Code of the City of Fort Wayne, Indiana of 1977, Chapter 24, may be amended from time to time as to change the types of wastes which must be accepted by Contractor and the parties specifically agree to such amendments.

Upon discovery that unacceptable sewage materials as defined by Chapter 24 of the Code of the City of Fort Wayne, Indiana of 1977, as amended from time to time, or waste or materials deemed unacceptable pursuant to rules and regulations duly promulgated by any regulatory agency having jurisdiction are being transmitted by the Contractee's connection to Fort Wayne's system.

(1) Contractee shall immediately cease delivery of such materials and/or waste upon verbal notification and confirmation thereof in writing, within twenty-four (24) hours.

(2) If Contractee shall fail to cease said transmission immediately, Contractor may, at its option, without liability and at Contractee's cost:

(a) Cut off the user, if such is ascertainable, which is found to be delivering unacceptable sewage to the Contractee's sewer system;

(b) Cease servicing the entire Contractee system and cease accepting all sewage transmission from Contractee until the cause for such action is remedied to the satisfaction of Contractor, the U.S. Environmental Protection Agency and the Stream Pollution Control Board of Indiana:

(c) Contractee shall bear all liabilities and costs which Contractor may incur or be liable for, in its sole discretion, caused either by the further transmission of said unacceptable sewage by Contractor or exercise of its rights hereunder; or both.

D. Volume. In the event of flow which averages more than 0.250 mgd (hereafter "base mdg") for any 90 day period (hereafter "qualifying period") then an additional treatment plant capital charge (hereafter "surcharge") will be paid by Contractee, subject to the following provisions:

(1) The surcharge shall be equal to the capital charge (as approved by EPA) for Contractor's treatment rate for all users multiplied by the ratio of the excess mgd during the qualifying period to the base mgd expressed in and collected for per 100 cu. ft. thereof.

R.K. R.J. NPW

(2) In no event shall the Contractor be required to accept sewage from ~~New Haven~~ LEO-CEDARVILLE RSD in volumes of flow which average more than double base mgd for any subsequent qualifying period.

E. Cost of Treatment.

(1) Rate. Contractee agrees to pay to Contractor for the conveyance, treatment and billing of sewage flow received at the metering point both in respect of the volume and composition of such flow as set out in the contract rate attached hereto as Exhibit "B". As provided in said rate schedule, as approved by EPA and all legislative and regulatory bodies having jurisdiction thereof, Contractee agrees to pay, when applicable, any zone surcharge, excess strength surcharge, or flat charge so provided for.

The rates set forth in Exhibit B, it is understood by the parties, will be subject to annual review and adjustment whenever the rates charged all other contract users are reviewed and adjusted.

(2) Measure of Volume. Contractee shall install proper and adequate metering and sampling devices for the purpose of measuring the volume of sewage materials delivered to the metering point on Exhibit "A" for treatment, and to provide sampling and monitoring capability. Said metering and sampling devices shall be constructed in a manner and in a place acceptable to Contractor. The design of meters and metering points shall be approved by Contractor and shall provide for the following metering devices:

Each such device shall be subject to the inspection, testing and approval of each party at all times. For these purposes, and for the purposes of reading and recording data from said meters, each party shall at all times have complete and free access to said metering points and devices.

The cost of planning, designing, building and installing metering point or points and devices including acquisition of real estate shall be borne exclusively by Contractee. In addition, Contractee shall assume complete responsibility, including costs, for the installation, maintenance and repair of said metering devices, and will further defray and costs incurred by reason of testing of the metering devices as requests may be made by Contractor from time to time, provided such requests are reasonable as to frequency and nature of tests required.

Sampling devices which are capable of providing a twenty-four (24) hour composite sample taken hourly shall be installed and maintained by Contractee. The location of such sampling devices and the specifications thereof shall be approved by the Contractor.

Composite twenty-four (24) hour sampling will be conducted at the minimum of weekly intervals. Parameters to be tested shall include PH, suspended solids, COD, BOD, phosphorus, metal ions, total nitrogen and other testing as required to satisfy Indiana Stream Pollution Control Board and the U.S. Environmental Protection Agency regulations.

Material samples as received from the sampling device shall be available to both contracting parties. In the event the Contractor provides testing for such samples, the reasonable cost of providing such services shall be paid by Contractee.

(3) Payment. The volume of sewage accepted by Contractor into its sewage system for processing from Contractee as measured by metering devices previously specified shall be determined on or about the first Monday of each calendar month and shall be billed to Contractee within thirty (30) days thereafter for all charges applicable under rate schedules then in effect for the previous thirty (30) day metered period. Such charges shall commence on the first day sewage is accepted by Contractor into its sewage system from Contractee for processing. Payment shall be made by Contractee promptly, without the right of set-off, within twenty (20) days after being billed by Contractor.

(4) Rate Covenants of Contractee. Contractee shall institute, maintain and enforce a system of user charges in accordance with Sec. 204 B (1), Public Law 92-500 as amended and supplemented and guidelines and regulations promulgated by EPA from time to time thereunder. Contractee shall provide evidence of continuing compliance therewith as required by Contractor and pursuant to foregoing legislation and rules.

Contractee shall adopt and enforce ordinances providing for rates, rules and regulations and use of its sewage system which are in conformity with the reasonable requirements adopted and enforced by the Contractor for the purpose of permitting the Contractor on a continuing basis, to be awarded grants from the State of Indiana and from EPA and other governmental agencies which may now or in the future offer grants incident to the treatment and collection of sewage.

(5) Industrial Cost Recovery System. The Contractee shall institute, maintain and enforce an Industrial Cost Recovery System for industrial users (as such users are defined in 40 CFR 35.928-2 of the rules and regulations of EPA pursuant to Public Law 92-500, and all acts and amendments subsequent thereto.

Contractee shall collect in trust from industrial users of its system industrial cost recovery funds as may be required by the prevailing federal statutes and EPA regulations referred to above as may be further directed and mandated by the Contractor, for and on behalf of Contractor, in respect of its requirements imposed by the EPA so that said contractor may, on a continuing basis, meet all of the requirements of its Industrial Cost Recovery System. All funds collected from industrial users served by the sewage system of the Contractee in respect to state and federal grants of which the Contractor is grantee shall be held in trust as collected and shall be remitted to Contractor in accordance with payment provisions set forth elsewhere in this Agreement. In the event, pursuant to written notice thereof, Contractee fails to comply with enforcement or collection requirements of the Industrial Cost Recovery and User Charge or any other provisions of PL 92-500 which failure places in jeopardy or in any other manner makes Contractor deficient and/or delinquent as a grantee of the state and federal government, then Contractor can levy charges and collect revenues from users of Contractee's system to satisfy any such deficiency.

F. Industrial Customers' Reports.

In remitting Industrial Cost Recovery funds to Contractor as referred to above, information will be submitted by Contractee on a monthly basis or such longer period as agreed to by the parties in writing, including the same of the industry, industrial flow, analysis of waste and such other information as may be deemed necessary and useful to meet the requirements of EPA and the Contractor.

G. Billing.

Contractor will be responsible for reading the metering devices at metering and tap-in points and billing the Contractee therefore in accordance with rate schedules then in effect.

5. Litigation. The cost of any litigation now, in the past or future, with customers within Contractee's customer service area required to be initiated by Contractor shall be borne solely by Contractee. Contractee agrees and undertakes to hold and indemnify Contractor from any damages arising from Contractee's operation of its sewage system.

6. Compliance with Rules, Regulations, Standards and Laws. The parties of this Agreement shall comply with all state and federal regulations, standards and laws regarding the collection and treatment of sewage and the operation of their respective systems. In the event studies and/or rehabilitations are necessary or required as a condition of Contractor receiving a sewage grant, Contractee shall fully cooperate with Contractor's reasonable request to satisfy such requirements.

7. Right of First Refusal and Service Area. During the term of this Agreement, Contractee shall not expand its sewer system, nor annex or otherwise acquire any service area outside of Contractee's service area as identified on Exhibit "C" attached hereto.

8. More than One Tap-In Point. Should it become necessary or convenient for the parties hereto to tap into the Contractor's sewer system at more than one point in order to permit adequate service, then the location of such tap-in point shall be negotiated between the parties. All of the terms and conditions of this Agreement shall pertain to extension of this Agreement.

9. Remedies in the Event of Default. In the event that Contractee shall default hereunder and said default is not cured within thirty (30) days of written notice of same, or , in the event said default is not of a type which can be cured within thirty (30) days, or Contractee is not proceeding with due diligence to cure said default within thirty (30) days of written notice of same, or if Contractee shall fail to make any payment hereunder within thirty (30) days after said payment is due to Fort Wayne (no notice being necessary in the event of non-payment), then Fort Wayne may apply to any court for the appointment of a receiver to administer all of Contractee's sewer works in the place of the stead of Contractee and to fix, charge and collect rates for such service. Collections from such an arrangement shall be paid out as follows:

> First, to payment of any delinquent sewage charges to the City of Fort Wayne;
>
> Second, to payment of expenses of operation, repair and maintenance of the Contractee's system;
>
> Third, to payment of any revenue bond obligations, or matured long-term debt;
>
> Further, to payment of any other obligations hereunder

Contractee now consents and agrees to the appointment of such a receiver in the event of default and specifically acknowledged receipt of sufficient consideration for such consent and agreement, and now waives any future recourse to said appointment.

10. Notices. Any notices required or desired to be given under this Agreement may be served personally or by mail. Any notice given by mail shall be deemed to have been served upon certified mailing, return receipt requested, postage prepaid, addressed to the party to be served at the last address filed by such party with the other party. At the date of the execution of this Agreement, Fort Wayne's address is City-County Building, Attention of the Mayor, and the Contractee's official address is:

2200 Lake Avenue
Suite 215
Fort Wayne, IN 46805

11. Benefit. All of the provisions of this Agreement shall inure to the benefit of, and shall be binding upon, the successors and assigns of this Agreement.

ATTEST:

Charles W. Westerman
Charles W. Westerman
Its Clerk

CITY OF FORT WAYNE, INDIANA

By: Robert E Armstrong
Robert E. Armstrong
Its Mayor

LEO CEDARVILLE REGIONAL
SEWER DISTRICT

By: Vincent B. Hansen

By: Richard Kruisely

By: Robert A. Tharp

By: Richard E. Sawdey

By:

By: Paul L. Bowman

By:

BOARD OF PUBLIC WORKS

By: Henry P. Wehrenberg

By: Ethel H. LaMar

By: Max G. Scott

STATE OF INDIANA)
)
COUNTY OF ALLEN)

Before me, a Notary Public in and for said County and State, personally appeared the above named Robert E. Armstrong, Mayor of the City of Fort Wayne, Charles E. Westerman, Clerk of the City of Fort Wayne, Henry Wehrenberg, Ethel H. LaMar, and Max G. Scott, Members of the Board of Public Works of the City of Fort Wayne, who acknowledged that they did sign the foregoing Agreement and that the same is their free act and deed.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal, this 19 day of October, 1977.

MyCommission Expires:
3/6/80

Anne J. Fox
Notary Public
ANNA J. FOX

STATE OF INDIANA)
)
COUNTY OF ALLEN)

Before me, a Notary Public in and for said County and State, personally appeared THE ABOVE NAMED TRUSTEES FOR THE LEO-CEDARVILLE REGIONAL SEWER DISTRICT, who acknowledged that they did sign the foregoing Agreement and that the same is their free act and deed.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal, this 17th day of October, 1977.

My Commission Expires:
May 31, 1981

Robert E Connolly
Notary Public
ROBERT E CONNOLLY

APPROVED AS TO FORM AND LEGALITY

CITY ATTORNEY

65-105-13 H.I. 10/19/77

STREET LIGHTING RESOLUTION NO. 125-77

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is deemed necessary to improve the street lighting and traffic signals in the Central Business District (C.B.D.) area, more specifically as the area bounded on the south by the Penn Central Railroad, the north by Superior Street, the east by Lafayette Street and the west by Ewing Street, all in accordance with the detailed drawings and specifications on file in the Office of the Department of Public Works of said City; and such lighting and signal modernization is now ordered.

The total cost of said lighting and signal modernization shall be paid with monies from the Local Public Works Capital Development and Investment Act Grant Number 06-51-26289.

Adopted this 19 day of October, 1977.

BOARD OF PUBLIC WORKS
Henry P. Wehrenberg
Ethel W. LaMar
May G. Scott

Attest:
Ursula Miller
Clerk

BO 213-77 77-034553 65-10 6-14 10

S-233-77

AGREEMENT FOR SEWER EXTENSION

THIS AGREEMENT, made in triplicate this 19 day of October, 1977 by and between NORTH EASTERN CONSTRUCTION COMPANY, INC., hereinafter referred to as "DEVELOPER", and the CITY OF FORT WAYNE, INDIANA, an Indiana Municipal Corporation, hereinafter referred to as "CITY".

WITNESSETH: INSTRUMENT K 12,095

ALLEN COUNTY RECORDER 1977 NOV 28 AM 10 33

Wherein the Developer desires to construct the following described sanitary sewer for HILLSBORO, SECTION I and Offsite Sanitary Sewer Main #1 from Londonberry Lane North to Rothman Road more particularly described as follows:

Offsite Sanitary Sewer Main #1 beginning at a proposed sanitary sewer manhole located 40±LF East of and 40±LF North of the centerline interesection of Maplecrest Road and Rothman Road; thence South 40±LF East of and parallel to said centerline of Maplecrest Road 2580±LF terminating at a proposed sanitary sewer manhole located 40±LF East of and 20±LF South of the centerline intersection of Maplecrest Road and Londonberry Lane.

Said Sewer shall be 12" in diameter.

Hillsboro, Section I Main #2 beginning at a proposed sanitary sewer manhole located 40±LF East of and 20±LF South of the centerline intersection of Maplecrest Road and Londonberry Lane; thence Easterly along and within the South right-of-way line of said Londonberry Lane 2295±LF to a proposed manhole located 20±LF South of and 20±LF East of the centerline intersection of the said Londonberry Lane and Saxton Run. Said manhole more particularly described as being noted Lateral "D" within Hillsboro Section I original plans; thence Southerly along the East right-of-way line of said Saxton Run 500±LF terminating at a proposed bulkhead.

DULY ENTERED FOR TAXATION
NOV 28 1977
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

Said sewer shall be 12" in diameter.

Hillsboro, Section I:

Lateral "A": beginning at a proposed manhole located 20±LF South of and 20±LF East of the centerline interesection of Rockingham Drive; thence Southerly generally following the East right-of-way line of said Rockingham Drive 950±LF terminating at a proposed cleanout located 5±LF South of and 5±LF West of the North west corner of Lot #26 of said addition.

Lateral "B" : beginning at a proposed sanitary sewer manhole located 20±LF South of and 20±LF East of the centerline intersection of Londonberry Lane and Sullivan's Court; thence due South generally following the East right-of-way line of said Sullivan's Court a distance of 450±LF terminating at a proposed manhole located 5±LF South of and 5±LF West of the Northeast corner of Lot #45 of said addition.

Lateral "C": beginning at a proposed sanitary sewer manhole located 20±LF South of and 20±LF East of the centerline intersection of Londonberry Lane and Windham Court; thence Southerly 450±LF terminating at a proposed manhole located 20±LF East of the centerline of Windham Court and 5±LF South of the most Northerly property corner of Lot #59 of said addition.

Lateral "E": beginning at a proposed sanitary sewer manhole located 20±LF East of and 20±LF South of the centerline intersection of Saxton Run and Rockcroft Court; thence due East generally following the South right-of-way line of said Rockcroft Court 400±LF terminating at a proposed manhole located 10±LF East of and 5±LF North of the Northwest corner of Lot #78 of said addition.

Lateral "F" : beginning at a proposed sanitary sewer manhole located 5±LF North of and 1±LF West of the Northwest corner of Lot #13 of said addition; thence Northwesterly 195±LF terminating at a proposed bulkhead located 5±LF East of and 1±LF South of the Northwest corner of Lot #112 of said addition.

Lateral "G": beginning at a proposed sanitary sewer manhole located 20±LF South and 20±LF East of the centerline intersection of Londonberry Lane and Saxton Run; thence due North generally following the East right-of-way of said Saxton Run 155±LF terminating at a proposed bulkhead.

A Portion of Main #2: beginning at a proposed sanitary sewer manhole located 20+LF South of and 20+LF East of the centerline intersection of Londonberry Lane and Saxton Run; thence Easterly generally following the South right-of-way line of said Londonberry Lane 390+LF terminating at a proposed manhole located 5+LF West of and 1+LF South of the Southwest corner of Lot #91 of said addition.

All aforedescribed Laterals shall be 8" in diameter , and constructed in accordance with plans, specifications and profiles heretofore submitted to the City and now on file in the office of the Chief Engineer of the Water Pollution Control Utilities of the City, and known as Maplecrest Road Offsite and Hillsboro Section I, which plans,specifications, profiles are by reference incorporated herein and made a part hereof.

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties hereto agree as follows:

1. CONSTRUCTION OF SEWER:

The Developer shall cause said sewer to be constructed and located in accordance with said plans, specifications, and profiles, all approved by the City,under private contract after requisite City approval. All work and materials shall be subject to inspection by City and the right of City to halt construction if there shall be non-compliance therewith. Said sewer shall not be deemed permanently connected into the sewer system of City until final acceptance by City. Upon completion, said sewer shall become the property of City and City shall accept sewage therefrom, subject to such monthly sewage service charges as may now or hereafter be regularly established by City and all further maintenance thereafter shall be borne by City.

2. COST OF CONSTRUCTION:

The Developer agrees to pay the entire cost and expense of construction of said sewer, in cash, including City inspection fees, and to hold the City harmless from any liability for claims connected therewith.

3. AREA OF DEVELOPER:

Said sewer when accepted by the City will serve the following described portion of Sections of which Hillsboro Section I is a part.

The Northwest Quarter Section 15, T 31 N, R 13 E

The Northwest Quarter of the Southwest Quarter Section 14,T 31 N,R 13 E

As the Developer will pay for the cost of construction of said sewer as it pertains to the above described area, no charge or assessment is made by this Agreement against the above described real estate for the construction of said sewer by the present or future owners of said real estate except only as to such standard tap-in inspection fees and monthly sewage treatment charges as are customarily charged by the City for connections to

City Sewer mains and treatment of sewage therefrom.

4. BOND:

The Developer shall furnish a satisfactory Maintenance Bond for 25% of the value of the sewer which shall guarantee said Sewers against defects for a period of one year from the date of final acceptance of said Sewers by the City.

5. LIMITATION ON USE:

Said Sewers shall be constructed for dispoal of sanitary sewage only and neither the parties hereto, their successors, or assigns, or any future owner of any land serviced by said Sewer, shall at any time discharge or permit to be discharged or to flow into said sanitary sewer,any water run-off caused by natural precipitation or anything other than sanitary sewage or contaminated wastewater.

6. GOVERNING STATUTE:

It is the intention of the parties hereto to utilize and take advantage of and apply to this Agreement the provisions of Section 16, 17 and 18 of Chapter 128 of the Acts of 1967 of the State of Indiana (Burns Indiana Statutes Anno.,1968 Supple. Section 48-3963, 3964 and 3965), the provisions of which Sections shall govern with respect to any matters not specifically outlined herein.

7. WAIVER OF RIGHT TO REMONSTRATE AGAINST ANNEXATION:

The Developer, for itself, its successors in title and assigns,waives and releases any and all rights which it may now or hereafter have to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by City of any territory now or hereafter owned by him, as described in Article 3 herein, or hereafter served by said sewer or any extension thereof. In further consideration and to induce City to execute and ratify this contract, said Developer, for itself,its successors and assigns,agrees by this contract to vest in City the permanent right at its discretion to annex to the City of Fort Wayne at any future time by duly authorized ordinance the said real estate described in Article 3 herein.

Developer further agrees that any deeds, contracts,or other instruments of conveyance made by the Developer,its successors or assigns transferring or conveying any interest or title in and to any of the real estate described in Article 3 herein,shall contain the waiver and release provisions contained in this article, which provisions contained in this article, which provisions shall run with the land and the acceptance of the delivery of any such instrument from the Developer, his successors and assigns by any grantee,vendee, or contract purchase,shall be made subject to the terms of this Agreement and shall constitute an acceptance of the foregoing provisions by said grantee, vendee, or contract purchaser and their successors in title.

The Developer further agrees to record an executed copy of this contract in the Allen County Recorder's office within ten (10) days of its adoption and approval by the Common Council of City as hereinafter provided. Any owner or owners of which is now, or hereafter located outside the corporate limits of City who connect into the sewer constructed hereunders shall be deemed to thereby waive his, her, their or its right to remonstrate against or otherwise object to,interfere with or oppose any pending or future annexation by City of such land or of the territory in which it is located or of the area served by said sewer.

8. COUNCILMANIC APPROVAL:

It is understood and agreed that this contract is in all respects subject to approval by the Common Council of City, by duly adopted ordinance, and if such ordinance is not adopted within a period of ninety (90) days after execution thereof, this contract shall be null and void and of no further force and effect.

IN WITNESS WHEREOF, the parties have subscribed to this agreement the day and year first above written.

NORTH EASTERN CONSTRUCTION COMPANY,INC.,

BY: ______________________
Joseph Zehr

CITY OF FORT WAYNE,INDIANA

BY: Robert E Armstrong
Mayor

BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg

Ethel H. LaMar
Ethel H.LaMar

____
Max G Scott

ATTEST:

Ursula Miller
Ursula Miller, Clerk

Approved as to form and legality

____
Associate City Attorney

This instrument prepared by: Philip R. Boller,Chief Water Pollution Engineer,
City of Fort Wayne

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, a Notary Public, in and for said County and State, this 12th day of October, 1977, personally appeared the within named Joseph Zehr, who being by me first duly sworn upon his oath says that he is President of NORTH-EASTERN CONSTRUCTION, INC., and as such is duly authorized to execute the foregoing instrument and acknowledged the same as the voluntary act and deed for the uses and purposes therein set forth.

IN WITNESS WHEREOF, hereunto subscribed my name, affixed my official seal.

Carolyn S. Gribler
Notary Public
Carolyn S. Gribler

My Commission Expires:
4-12-81

STATE OF INDIANA)
) SS
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public, in and for said County and State, personally appeared Mayor Robert E. Armstrong and HENRY P. WEHRENBERG, Chairman, and ETHEL H. LAMAR, Member of the Board of Public Works, who acknowledged the execution of the foregoing agreement for sewer extension, as and for his voluntary act and deed for the uses and purposes therein contained.

IN WITNESS WHEREOF, hereunto subscribed my name, affixed my official seal.

Anne J. Fox
Notary Public ANNE J. FOX

My Commission Expires:
3/6/80

City Paid

65-105-10

H.I

Form 1929

Improvement Resolution

[redacted]

ELECTRICAL INSTALLATION - STREET DEPARTMENT STORAGE GARAGE

No. 5782 - 1977

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve the Street Department Inside Storage Garage with electrical lighting, outlets, and related facilities. This building is located at the Lafayette Street Complex; more particularly, Lots 132, 133, and 134 Lewis Addition.

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid by City of Fort Wayne.

Adopted, this 19 *day of* October, 1977

BOARD OF PUBLIC WORKS:
Henry P. Wehrenberg
Ethel W. LaMar
May G. Scott

CALHOUN PRESS

I-100-19 H.I

10/17/77

77 [illegible]92

GRANT OF EASEMENT

THIS INDENTURE WITNESSETH THAT: THE DIOCESE OF FORT WAYNE-SOUTH BEND, INC. of Allen County, State of Indiana, hereinafter referred to as "GRANTOR", for and in consideration of One Dollar, receipt of which is hereby acknowledged, does hereby grant, quit-claim, and convey to the CITY OF FORT WAYNE, hereinafter referred to as "GRANTEE", a permanent easement and right-of-way to construct, operate, control, maintain, reconstruct, and remove a sewer line, along and across the following described real property, located in Allen County, State of Indiana, to wit:

A 14 foot easement 7 feet either side of the following described line.

Part of the Northwest Quarter of Section 6, Township 31 North, Range 13 East, in Allen County, Indiana, more particularly described as follows:

Beginning at a point on the West line of the Northwest Quarter of Section 7, Township 31 North, Range 13 East, in Allen County, Indiana, said point being 20 feet South of the Northeast corner of Lot #1 in Academie Addition; thence East parallel to the North line of Lot #1 extended East a distance of 240 feet to a point of termination, together with

A 5 foot easement 2.5 feet either side of the following described line.

Part of Lot #1 and Lot #2 in Academie Addition in the Northeast Quarter of Section 12, Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows:

Beginning at a point on the West line of Lot #2 in Academie Addition in the Northeast Quarter of Section 12, Township 31 North, Range 12 East, Allen County, Indiana, said point being 22.5 feet South of the Northwest corner of Lot #2; thence East and parallel to the North line of Lot #1 and Lot #2 a distance of 628.25 feet to a point on the East line of Lot #1 said point being the point of termination.

Grantor certifies under oath that no Indiana Gross Income Tax is due or payable in respect to the transfer made by this deed.

EXECUTED THIS October DAY OF 5th 19 77.

1977 OCT 11 AM 2:45

RECORDER

William E. McManus, President

William J. Voors

William J. Voors Secretary

STATE OF INDIANA:
SS:
COUNTY OF ALLEN:

Before me, the undersigned, a Notary Public in and for said county and state, personally appeared
who acknowledged the execution of the foregoing Grant of Easement, as and for voluntary act and deed, for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 5th day of October 19 77.

Virginia Strawbridge

Virginia Strawbridge

MY COMMISSION EXPIRES:

Dec. 5, 1978

This instrument prepared by : Philip R. Boller
John R. Donovan, P.E.

DULY ENTERED FOR TAXATION
OCT 11 1977
AUDITOR OF ALLEN COUNTY

INSTRUMENT # 10,099

W.P.C.E.
-7061

2.50

[illegible]
[illegible]
11/7/19

orig taken by [illegible] for [illegible] [illegible]
MK 10/8/97

There is one copy only

77-034597

65-100-18 H.
10/17/77

S-232-77

[illegible] PM 1:54
ALLEN COUNTY RECORDER

A G R E E M E N T
F O R
S E W E R E X T E N S I O N

THIS AGREEMENT, made in triplicate this 17 day of OCTOBER, 1977, by and between St. Vincent Catholic Church, hereinafter referred to as "Developer", and the CITY OF FORT WAYNE, INDIANA, an Indiana Municipal Corporation, hereinafter referred to as "City",

W I T N E S S E T H:

WHEREAS, the Developer desires to construct an eight (8) inch sanitary sewer described as follows:

> Commencing at a proposed manhole over the St. Joe interceptor sanitary sewer located 230±LF East of and 20±LF South of the centerline interesection of Wallen Road and Old Auburn Road; thence westerly a distance of 850±LF in a proposed easement terminating at a proposed manhole,All in the Northeast Quarter of Section 12, Township 31 North, Range 12 East, Allen County, Indiana.

In accordance with plans, specifications and profiles heretofore submitted to the City and now on file in the office of the Chief Engineer of the Water Pollution Control Utilities of the City and known as St. Vincent - Wallen Road-Old Auburn Road sanitary sewer, which plans, specifications, profiles are by reference incorporated herein and made a part hereof, which sewer will serve land in which the Developer has an interest.

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties hereto agree as follows:

1. CONSTRUCTION OF SEWER

The Developer shall cause said sewer to be constructed and located in accordance with said plans, specifications, and profiles, all approved by the City, under private contract after requisite City approval. All work and materials shall be subject to inspection by City and the right of City to halt construction if there shall be noncompliance therewith. Said sewer shall not be deemed permanently connected into the sewer system of City until final acceptance by City. Upon completion, said sewer shall become the property of City and City shall accept sewage therefrom, subject to such sewage service charges as may now or hereafter be regularly established by City, and all further maintenance thereafter

7.50
C

WPCE
[illegible]

shall be borne by City.

2. COST OF CONSTRUCTION

The Developer agrees to pay the entire cost and expense of construction of said sewer, in cash, including City engineering and inspection fees, and to hold the City harmless from any liability for claims connected therewith.

3. AREA OF DEVELOPER

Said sewer when accepted by the City will serve the following described real estate:

> The South 85 feet of the Eastern 260 feet of the Southeast Quarter of Section 1, Township 31 North, Range 12 East; and a part of Lots #1,2,6, and 7 in Academic Addition in the Northeast Quarter of Section 12, Township 31 North, Range 12 East; all in Allen County, Indiana, as shown on Exhibit A.

As the Developer will pay for the cost of construction of said sewer as it pertains to the above described area, no charge or assessment is made by this Agreement against the above described real estate for the construction of said sewer by the present or future owners of said real estate except only as to such standard tap-in, inspection fees and monthly sewage treatment charges as are customarily charged by the City for connections to City sewer mains and treatment of sewage therefrom.

An area connection charge of $475.00 per acre must be paid to City at the time of connection. This area connection charge represents the oversizing cost expended by City for St. Joe Interceptor Sewer authorized by Resolution No. 61-140-11 recorded October 1, 1974.

4. BOND

This contract is subject to Developer furnishing a satisfactory Performance and Guaranty Bond for 25% of the value of the sewer which shall guarantee said sewer against defects for a period of one (1) year from the date of final acceptance of said sewer by the City.

5. LIMITATION ON USE

Said sewer shall be constructed for disposal of sanitary sewage only and neither the parties hereto, their successors, or assigns, or any future owner of any land serviced by said sewer, shall at any time discharge or permit to be discharged or to flow into said sanitary sewer, any water runoff caused by natural precipitation or anything other than sanitary sewage or contaminated waste.

6. WAIVER OF RIGHT TO REMONSTRATE AGAINST ANNEXATION

The Developer, for himself, his successors in title and assigns, waives and releases any and all rights which it may now or hereafter have to remonstrate against or otherwise object to , interfere with or oppose any pending or future annexation by City of any territory now or hereafter owned by him, as described in Article 3 herein, or hereafter served by said sewer or any extension thereof. Pursuant to Burns Indiana Statutes Anno. I. C. 19-2-7-16, 17 & 18.

In further consideration and to induce City to execute and ratify this contract, said Developer, for himself, his successors and assigns, agrees by this contract to vest in City the permanent right at its discretion to annex to the City of Fort Wayne at any future time by duly authorized ordinance the said real estate described in Article 3 herein.

Developer further agrees that any deeds, contracts, or other instruments of conveyance made by the Developer, its successors or assigns transferring or conveying any interest in and to any of the real estate described in Article 3 herein, shall contain the waiver and release provisions contained in this article, which provisions shall run with the land and the acceptance of the delivery of any such instruments from the Developer, his successors and assigns by any grantee, vendee, or contract purchaser, shall be made subject to the terms of this Agreement and shall constitute an acceptance of the foregoing provisions by said grantee, vendee, or contract purchaser and their successors in title.

The Developer further agrees to record an executed copy of this contract in the Allen County Recorder's Office within ten (10) days of its adoption and approval by the Common Council of City as hereinafter provided.

Any owner or owners of land which is now, or hereafter located outside the corporate limits of City who connect into the sewer constructed hereunder shall be deemed to thereby waive his, her, their or its right to remonstrate against or otherwise object to,interfere with or oppose any pending or future annexation by City of such land or of the territory in which it is located or of the area served by said sewer.

7. GOVERNING STATUTE

It is the intention of the parties hereto to utilize and take advantage of and apply to this Agreement the provisions of Sections 16, 17 and 18 of Chapter 128 of the Acts of 1967 of the State of Indiana (Burns Indiana Statutes Anno., 1968 Supple.,Sections 48-3963, 3964 & 3965), the provisions of which Sections shall govern with respect to any matters not specifically outlined herein.

8. COUNCILMANIC APPROVAL

It is understood and agreed that this contract is in all respect subject to approval by the Common Council of City, by duly adopted Ordinance, and if such

Ordinance is not adopted within a period of ninety (90) days after execution thereof, this contract shall be null and void and of no further force and effect.

IN WITNESS WHEREOF, the parties have subscribed to this Agreement the day and year first above written.

DEVELOPER:

William J. Voors William E McManus

(William J. Voors, Secretary) (William E.McManus,Pres.)

DIOCESE OF FORT WAYNE-SOUTH BEND, INC.

CITY OF FORT WAYNE,INDIANA

BY: Robert E Armstrong

Robert Armstrong,Mayor

BOARD OF PUBLIC WORKS:

Henry P. Wehrenberg

Henry Wehrenberg,Chairman

Ethel H. LaMar

Ethel H. LaMar, Member

Max G Scott

Max G Scott, Member

ATTEST:

Ursula Miller

Ursula Miller, Clerk

APPROVED AS TO FORM AND LEGALITY:

Assoc. City Attorney

STATE OF INDIANA:

SS

COUNTY OF ALLEN:

Before me, the undersigned, a Notary Public and and for said County and State, personally appeared WILLIAM J VOORS & WILLIAM E McMANUS, who acknowledged the execution of the foregoing agreement for sewer extension, as and for his voluntary act and deed for the uses and purposes therein contained.

WITNESS my hand and notarial seal this 5TH day of OCTOBER, 1977.

Harvey M Wooding

Notary Public

My Commission Expires:

...NG

My [illegible] 30, 1981

This instrument prepared by
P. R. Boller, P. E.
Chief Water Pollution Control Engineer

CERTIFICATE

THIS IS TO CERTIFY that the undersigned is the duly elected, qualified and acting Assistant Secretary-Treasurer of the Diocese of Fort Wayne-South Bend, Inc. That at a special meeting of the Board of Directors of the Diocese of Fort Wayne-South Bend, Inc. duly called and held on Tuesday, March 19, 1957 the following resolution was moved, seconded, and upon vote, unanimously adopted:

> "BE IT RESOLVED, That any two of the following officers, namely, President, any Vice President, Secretary, Assistant Secretary, Treasurer or Assistant Treasurer be and they are hereby authorized and empowered to sell and convey, to execute deeds or other instruments of conveyance, to execute options to acquire or to sell, to negotiate loans and execute notes, mortgages or other evidences of indebtedness on any and all real estate in the name of or belonging to this corporation in any capacity and such written instruments as herein authorized shall be executed or attested by either the Secretary or Assistant Secretary."

By: Joseph Barbieri Jr
Joseph Barbieri, Jr.
Assistant Secretary-Treasurer

Dated: Oct 4, 1977

CERTIFICATE OF SURVEY

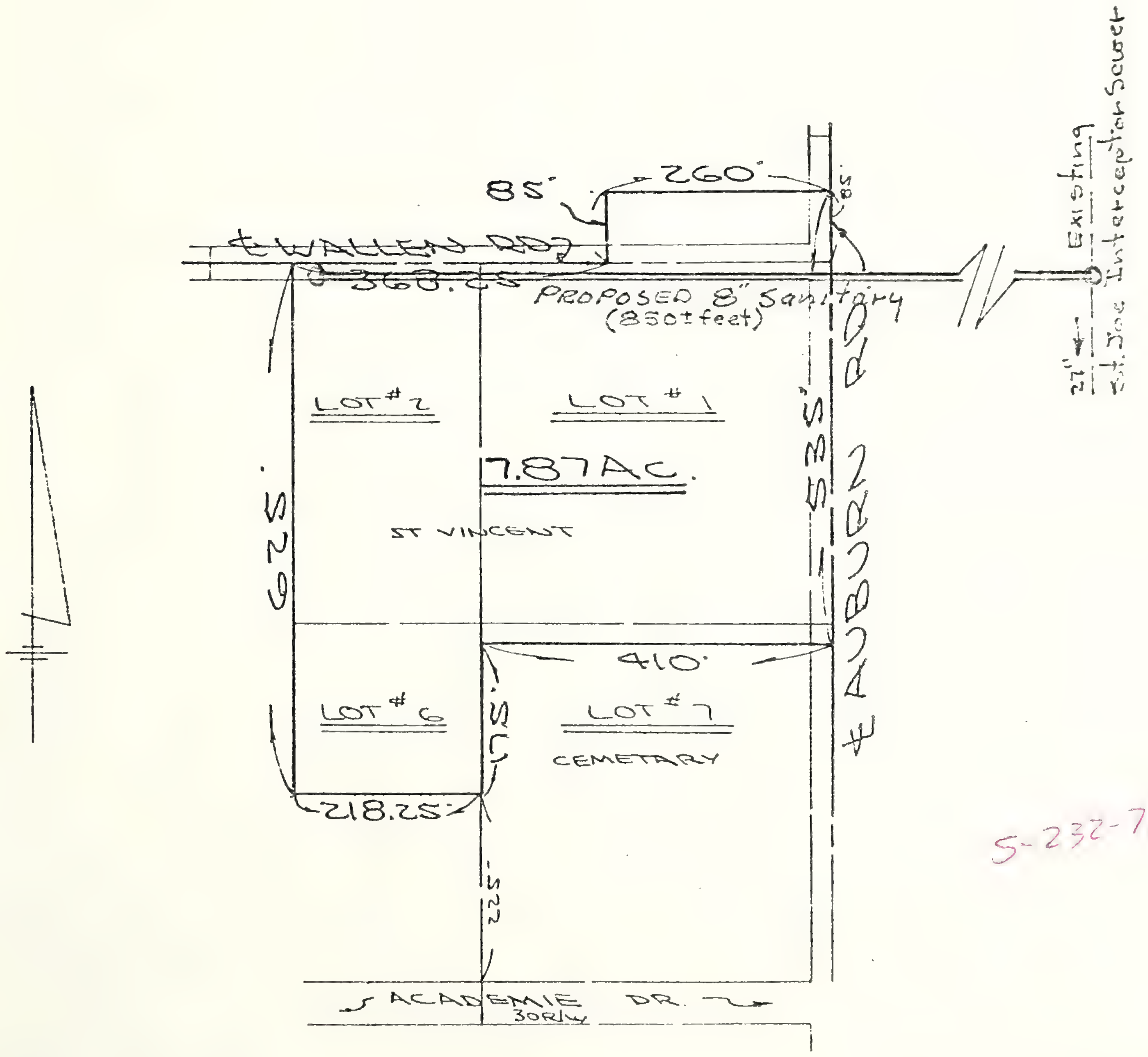
OFFICE OF:

JOHN R. DONOVAN
REGISTERED PROFESSIONAL CIVIL ENGINEER No. 9173 INDIANA
REGISTERED LAND SURVEYOR No. 9921 INDIANA
FORT WAYNE, INDIANA

The undersigned Civil Engineer and Land Surveyor hereby certifies that he has made a resurvey of the real estate shown and described below.

Measurements were made and corners perpetuated as shown hereon, in accordance with the true and established lines of the property described, and in conformity with the records in the office of the County Recorder, ALLEN County, Indiana. No encroachments existed, except as noted below.

The description of the real estate is as follows, to wit:



85'
260'
85'
℄ W ALLEN RD
368.25
PROPOSED 8" Sanitary
(850± feet)
Existing
21"
St. Joe Interceptor Sewer
LOT #2
LOT #1
7.87 AC.
ST VINCENT
625'
535'
℄ AUBURN RD
410'
LOT #6
LOT #7
CEMETARY
75'
218.25'
225'
ACADEMIE DR.
30 R/W

5-232-77

JOB FOR: ST. VINCENT

1"=200'
8-15-77

John R. Donovan

JOHN R. DONOVAN

65-99-15 H.I.
10/17/77

77-030423

1977 OCT 21 AM 10:39
ALLEN COUNTY RECORDER
June E.

AMENDED OVERFLOW DRAINAGE EASEMENT

THIS AMENDED OVERFLOW DRAINAGE EASEMENT, entered into this 17 day of October, 1977, by and between LAKE COUNTY TRUST COMPANY, not individually, but as Trustee under a Trust Agreement dated December 16, 1968, and known as Trust No. 1471 (hereinafter called "Grantor") and the CITY OF FORT WAYNE, INDIANA (hereinafter called "Grantee").

WITNESSETH:

WHEREAS, Grantor and Grantee entered into a certain overflow drainage easement dated July 30, 1976, which such drainage easement was recorded in Document No. 76-22745 in the records of the Recorder of Allen County, Indiana, on September 14, 1976, and

WHEREAS, by the terms of said overflow drainage easement, Grantor reserved the right, subject to the approval of the Grantee, to amend such easement by providing an alternate easement site, and

WHEREAS, Grantor and Grantee have agreed to the location of a new easement and now desire to amend said original overflow drainage easement recorded as Document No. 76-22745 in total, by substituting therefore such easement as hereinafter set forth, this amended easement to supercede and amend in total said original overflow drainage easement.

NOW, THEREFORE, for and in consideration of One Dollar ($1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, Grantor does hereby grant, quit-claim and convey to Grantee a nonexclusive permanent easement and right of way to construct, operate, control, maintain and reconstruct an overflow drainage easement along and across the following described real estate located in the City of Fort Wayne, County of Allen, State of Indiana, to-wit:

DULY ENTERED FOR TAXATION
OCT 21 1977
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

INSTRUMENT K 10,556

8.50
CL

Call Ann Fox 7524

Following is a legal description for an overflow drainage easement over and upon GLENDALE CENTER SHOPPING CENTER being a part of Lots 4, 5, 13, and 14 in RAHDER'S SUBDIVISION, Lots 4 and 5 in FERNHILL PLACE ADDITION, and Lots 6, 7, 12, 13 in FERNHILL PLACE AMENDED ADDITION; ALL situated in the Northeast Quarter, Section 26, Township 31 North, Range 12 East, in Allen County, Indiana, said easement is to be 60 feet in width, EXCEPTING a width in that portion of said easement from reference point "A" to reference point "B" running around the South side of an existing Theater Building being 30 feet in width, and EXCEPTING a width in that portion from reference point "A" to "B" running around the North side of said Theater Building being 16 feet in width and centered on lines or appropriate extensions thereto hereinafter described:

To arrive at the point of beginning, commence on the Westerly right-of-way line of U.S. Highway No. 27 as situated 60 feet normally distant Westward of said Highway centerline, and established by right-of-way Grant recorded in Document No. 72-17438 at a point situated 1200 feet South of the former centerline of U.S. Highway No. 30 (24 foot concrete slab) established by State Highway Plans "F" PROJECT 724(1)1946; thence Westerly and parallel to the former U.S. Highway No. 30 centerline on a coordinate line designated 3800 North, a distance of 1943.7 feet to coordinate line 2993.2 East; thence South 14 degrees 38 minutes East by a deflection left of 104 degrees 38 minutes, a distance of 56.2 feet to an existing earth overflow spillway and the point of beginning initially referred to; thence continuing South 14 degrees 38 minutes East, a distance of 212.1 feet to a point of curve; thence continuing Southeasterly along a 3 degree 41 minute circular curve to the left, an arc distance of 496.4 feet to a point of tangent; thence South 32 degrees 55 minutes East along said tangent, a distance of 67.2 feet; thence Easterly by a deflection left of 56 degrees 51 minutes, a distance of 192.0 feet to the center of an existing manhole casting; thence Southeasterly by a deflection right of 30 degrees 29 minutes, a distance of 136.1 feet to an existing Catch Basin Casting and reference point designated "A", said reference point "A" being the initial point where said storm overflow drainage easement branches around an existing Theater Building; thence Southeasterly by a deflection right of 27 degrees 26 minutes, a distance of 164.7 feet; thence Easterly by a delfection left of 58 degrees 36 minutes, a distance of 130.2 feet; thence Northeasterly by a deflection left of 39 degrees 19 minutes, a distance of 122.8 feet to an existing manhole and reference point designated "B", said easement from reference point "A" to "B" being 30 feet in width and running around to the South side of said Theater Building; thence Northeasterly by a deflection right of 28 degrees 27 minutes, a distance of 239.4 feet to the center of an existing catch basin casting; thence Southeasterly by a deflection right of 51 degrees 28 minutes, a distance of 62.5 feet to the Northwesterly corner of 11.31 Acres (AYRWAY TRACT) and the terminus of said easement;

TOGETHER with a 16 foot strip running around the North Side of the existing Theater Building from reference point "A" to reference point "B" and centered on the line hereinafter described; commence at reference point "A" hereinbefore referred to; thence Easterly by a deflection left of 31 degrees 47 minutes from the previous course produced, a distance of 235.4 feet; thence Southeasterly by a deflection right of 41 degrees 18 minutes, a distance of 99.8 feet to reference point "B".

TOGETHER with an area lying Northerly of the aforesaid initial 60 feet wide easement, lying Easterly of the Retention Basin, and lying South of coordinate line 3800 North, described as follows:

> Commencing at the aforesaid Point of beginning; thence North 2 degrees 54 minutes East, a distance of 54.5 feet to a point on the said coordinate line 3800 North; thence East on said line, a distance of 13.8 feet; thence South 14 degrees 38 minutes, East, a distance of 48.4 feet; thence South 75 degrees 22 minutes West, a distance of 30.0 feet to the point of beginning; containing 1102 square feet.

NOTE: There is an existing Theater Building situated within the 60 foot overflow drainage easement as recorded in Document No. 76-22745 recorded on September 14, 1976. The revised legal description hereinabove described for said amended overflow drainage easement bypasses the existing Theater Building and replaces entirely the said recorded overflow drainage easement.

1. It is understood that Grantor has, at its sole expense, constructed an overflow drainage easement within the above easement site under plans and specifications approved by Grantee, and Grantee hereby acknowledges that such overflow drainage easement has been constructed in accordance with all applicable regulations of any local, state or federal authorities. Grantor has furnished Grantee such surveys, drawings, plans and specifications as applicable pertaining to such construction.

2. Grantor, its successors and assigns, reserves the right at any time to use such overflow drainage easement and to connect thereto such storm drainage facilities as required as may be located upon any lands or real estate of Grantor adjacent to or near the easement site, including the use of such overflow drainage easement for purposes of

drainage from the retention basin and pond of Grantor adjacent thereto.

3. It is understood and agreed that Grantor has granted to Grantee an easement for retention basin and pond purposes over certain premises of Grantor immediately adjacent to the north and east of the overflow drainage easement.

4. The overflow drainage easement shall be maintained at all times by Grantor and Grantor agrees to save Grantee harmless from any liability therefor. Grantor reserves the right to use such non-exclusive easement in such manner as to not unreasonably interfere with the intended purpose thereof, including but not limited to, parking space, traffic control, roadway and landscaping.

5. Grantor assumes all risk of injury that it, its agents, employees, contractors or public may sustain on said easement premises and releases Grantee from all liability therefore and covenants to, and hereby does indemnify and hold harmless Grantee, its successors and assigns, against any and all liability for damages to the premises, except such damages as may be caused by the negligence of Grantee, its agents, employees or contractors.

6. In the event that Grantor, its successors or assigns, shall at any time hereafter desire to make improvements, alterations or additions to their premises which would interfere with the easement as herein granted, Grantor shall give Grantee thirty (30) days notice thereof in writing, upon expiration of said 30 days and shall submit to Grantee a description of an alternate easement site, together with plans and specifications therefore, to be approved in writing by Grantee, such approval not to be unreasonably withheld. Grantor shall thereupon have the right to alter the easement in accordance with said approved plans and specifications, and this agreement shall be amended accordingly by the parties hereto. Any portion of the original easement abandoned

shall be vacated and released and any new easement premises shall be added to the terms of this agreement by amendment. In such event, Grantor shall be responsible for any grading or other work or construction necessary to provide a suitable alternate overflow drainage easement.

7. This easement supercedes in the entirety and amends in total that certain overflow drainage easement entered into by and between Grantor and Grantee, recorded as Document No. 76-22745 on September 14, 1976 in the records of the Recorder of Allen County, Indiana. The easement described in Document No. 76-22745 is hereby released and vacated.

8. It is expressly understood and agreed by and between the parties hereto, anything herein to the contrary notwithstanding, that each and all of the representations, covenants, undertakings, and agreements herein made on the part of the Trustee while in form purporting to be the representations, covenants, undertakings and agreements of said Trustee are nevertheless, each and every one of them, made and intended not as personal representations, covenants, undertakings and agreements by the Trustee or for the purpose or with the intention of binding said Trustee personally, but are made and intended for the purpose of binding only that portion of the trust property specifically described therein, and this instrument is executed and delivered by said Trustee, not in its own right, but solely in the exercise of the powers conferred upon it as such Trustee, which said powers confer upon the Trustee authority to make the representations, covenants, undertakings and agreements herein contained, and to bind that portion of the trust property herein described; and that no personal liability or personal responsibility is assumed by, nor shall at any time be asserted or enforceable against the trust company on account of this instrument or on account of any representation, covenant, undertaking or agreement of the said Trustee

in this instrument contained, either expressed or implied, all such personal liability, if any, being expressly waived and released.

9. This grant of easement is subject to all zoning laws and ordinances, building, use and other restrictions and rights of way of record.

There is no Indiana gross income tax due and owing by reason of this grant of easement.

IN WITNESS WHEREOF, the undersigned have set their hands and seals this 3rd day of October, 1977.

LAKE COUNTY TRUST COMPANY, not individually, but as Trustee under Trust Agreement dated December 16, 1968, known as Trust No. 1471

ATTEST:

By: Dorathy Horst
Dorathy Horst, as
Its Assistant-Secretary

By Cletus F. Epple
Cletus F. Epple, as
Its Trust Officer

ATTEST:

By Charles M. Westerman
Charles Westerman
Its Clerk

CITY OF FORT WAYNE, INDIANA

By Robert E Armstrong
Robert Armstrong
Its Mayor

Approved as to Form and Legality:

Larry J. Bremer
Assistant City Attorney

BOARD OF PUBLIC WORKS of the City of Fort Wayne

By Henry P. Wehrenberg
Henry P. Wehrenberg

By Ethel H. La Mar
Ethel H. LaMar

By Max G Scott
Max G. Scott

STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

Before me, the undersigned, a Notary Public in and for said County and State, this 3rd day of October, 1977, personally appeared Cletus F. Epple and Dorathy Horst, to me known and known by me to be the persons, who as Trust Officer and Assistant-Secretary, respectively, of LAKE COUNTY TRUST COMPANY, the trust company which executed the foregoing easement signed the same and acknowledged to me that they did so sign the same in the name and on behalf of said company as such officers; that the same is their free act and deed as such officers and the free and corporate act and deed of said trust company; and that they were duly authorized thereunto by the board of directors of said trust company.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the date above written.

Ruth E. Carlson
Notary Public
Ruth E. Carlson

My Commission Expires:

March 22nd, 1978.

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, this 17 day of October, 1977, personally appeared ROBERT ARMSTRONG and CHARLES WESTERMAN, to me known, and known by me to be the persons, who as Mayor and Clerk, respectively, of the CITY OF FORT WAYNE, INDIANA, the Indiana municipal corporation which executed the foregoing instrument, signed the same and acknowledged to me that they did so sign the same in the name and on behalf of said corporation as such officers; that the same is their free act and deed as such officers, respectively, and the free and corporate act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal the date above written.

Anne J. Fox
Notary Public
ANNE J. FOX

My Commission Expires:
3/6/80

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared the above-named HENRY P. WEHRENBERG, ETHEL H. LAMAR and MAX G SCOTT, known to the undersigned to be the duly acting and authorized members of the BOARD OF PUBLIC WORKS of the City of Fort Wayne, who acknowledged that they did sign the foregoing instrument and that the same was their free act and deed.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal this 17 day of Oct. 1977.

Anne J. Fox
Notary Public
ANNE J. FOX

My Commission Expires:
3/6/80

PREPARED BY: Robert T. Hoover, PARKER, HOOVER, KELLER & WATERMAN, Suite 200, Strauss Building, Fort Wayne, IN 46802

[illegible]

October 17, 1977 65-98-8

DON FOLAND - Water Engineering Dept.

PROCEDURE TO INSURE BILLING FOR WATER AND/OR SEWAGE DISPOSAL SERVICE

Attached is original on the subject. After distribution, please return original to us for filing.

H. P. WEHRENBERG
E. H. LAMAR
M. G SCOTT
BOARD OF PUBLIC WORKS

ajf
attachment

Memorandum

To Board of Works Date Oct. 12,

From D. L. Foland

Subject Adoption of "Procedure to Insure Billing for Water and/or Sewage Disposal Service"

COPIES TO:

H. Biggs

R. Walker

D. Dammeier

B. Hollman

As a result of my memo of 9-29-77 and verbal discussion with Mr. Henry Wehrenberg on Oct. 10 regarding the above subject and the employment of a Service Technician, I conclude the Board is now ready to take action to adopt the "Procedure to Insure Billing for Water and/or Sewage Disposal Service". As a result, I enclose herewith the original of the proposed Procedure and request the Board sign it as approved and adopted. After adoption, please return the original of the procedure or a suitable number of copies for distribution to the departments affected and/or concerned.

If you have any questions regarding this matter, I am available to discuss them with you.

D. L. Foland

D. L. Foland, P.E.
Chief Water Engineer

DLF/klr

attachment

NOTED
☐ H.P.W.
ENL
Date

BOARD OF PUBLIC WORKS
OCT 13 1977

65-98-8
10/17/77

65-98-8 H.I.
10/17/77.

PROCEDURE
to
Insure Billing
for
Water and/or Sewage Disposal Service

Establishment of billing for water and/or sewage disposal service (including temporary construction service, permanent service, and fire hydrants and/or unmetered fire services) as soon as such service is commenced as a necessary practice. In so doing, the City's utilities will be properly compensated for the services rendered and poor public relations resulting from backbilling for services provided over a long period can be eliminated, or reduced to a minimum.

Permits to tap water or sewer mains must continue to be under the general supervision of the Water & Water Pollution Control Engineering Departments to insure the Permit Department of being informed when permits can be issued.

Also, proper information must be provided to the Utility's general offices and those offices must act, based upon the information provided, in a timely manner to establish the billing for the benefits of all concerned.

THEREFORE, the following procedures are hereby established:

The Permit Department, when issuing as "Order" for a new water service tap and/or Sewer Permit will also prepare a "Service Record" form in quadruplicate, keeping the original of the form in a "Suspense File". Upon notification from the Water Maintenance & Service Dept., that the water tap has been installed or notification by the Sewer Tap inspector that the sanitary sewer connection has been installed, as appropriate, the Permit Department will forward the original of the Service Record form to the Water Engineering Department.

The first carbon copy of the Service Record will be sent to the New Account Section in the Billing Department where it will be kept in a "Suspense File". When a new water meter is ordered and set, New Account Section will so inform the Meter Reader Supervisor and the Water Engineering Dept. The latter will remove the original of the Service Record form from their "Suspense File" and place it in the "Closed" file for future reference. ("Closed" file to be maintained for a period of 5 years from date Service Record form is issued).

The second carbon copy of the Service Record will be sent to the Utility's cashier, along with any money recieved in connection with the insurance of the water tap order and/or sewer permit.

The 3rd carbon copy of the Service Record will be given to the customer as evidence of payment of fees, assessments, etc.

When a 90-day old Service Record form for a parcel of land is found still in "Suspense File" of the Water Engineering Department, that Department will contact the other departments for information as to the status of property as relates to the respective department's functions. If none of the departments have new information, then a physical field check will be made to verify the status of the service to the property, and appropriate action will be taken commensurate with the findings (i.e., if construction progress on property indicates no service usage when field checked, return original of Service Record form to "Suspense File" for periodic recheck. If construction is completed to a state whereby water and/or sewage disposal is evident, take action as appropriate to have meter installed and/or initate billing procedures for water and/or sewage disposal service and place original of Service Record in "closed"file).

The Water Engineering Department will use every means available to determine the date on which service was first rendered (i.e., question occupant and/or owner, contact other utilities to determine when the other utilities first supplied their respective service, etc...) and send written statement to the Utility's Customer Relations Department so proper backbilling can be established. The written statement should include, but not be limited to:

a. Date on which service was first rendered.
b. Location where service is supplied (address)
c. Party occupying property
d. Name of party to be billed
e. Address where bull is to be sent,if other than that where service is supplied
f. Other pertinent information which may be available.

Upon receipt of the above information, the Utility's Customer Relations Dept. will establish an account and have meter(s) installed for monthly billing for future service and shall, based upon information received, issue a billing for such service which were rendered back to the initial date on which such service was commenced.

Backbilling for unmetered services shall be based on the minimum rates for such service in effect during the time service was rendered (based on the size connections serving the property), unless actual quantities greater than the minimum, can be established and/or agreed upon with the party to be billed.

This PROCEDURE approved and adopted this 17 day of October, 1977.

Board of Public Works
City of Ft. Wayne, IN

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H. LaMar, Member

Max G. Scott
Max G. Scott, Member

9/29/77

77-034066

65-96-4 H.I.
10/13/77

B.O. 210-77

DULY ENTERED FOR TAXATION
NOV 21 1977
Joan D. Uebelhoer
[illegible] OF ALLEN COUNTY

5-234-77

AGREEMENT
FOR
SEWER EXTENSION

THIS AGREEMENT, made in triplicate this 13 day of October, 1977, by and between AMFED SERVICE CORP., hereinafter referred to as "Developer", and CITY OF FORT WAYNE, INDIANA, an Indiana Municipal Corporation, hereinafter referred to as "City".

WITNESSETH:

WHEREAS, the Developer desires to construct a sanitary sewer described as follows:

Description of Sanitary Sewer Main #1:

Commencing at the existing Manhole #7 on the St. Joe Interceptor sewer located approximately 2000' south of St. Joe Center Rd. and west of the St. Joe River. The above-referenced manhole is also Manhole #1 at Station 2 + 70 in the Papermill Bluffs, Section I Sewer Project. Thence continuing northwesterly 68 degrees, 18 minutes, 35 seconds, a distance of 130' to Manhole #2 located at Station 4 + 00; thence continuing northeasterly 21 degrees, 41 minutes, 25 seconds, a distance of 185' to Manhole #3 located at Station 5 + 85; thence continuing northwesterly 54 degrees, 3 minutes, 43 seconds, a distance of 232.2' to Manhole #4 at Station 8 + 15; thence continuing north 51 degrees 18 minutes, 35 seconds west, a distance of 440' to Manhole #5 at Station 12 + 55. Said Manhole also located approximately 20' south of the northeast corner of Lot 26, Papermill Bluffs, Section I. Thence continuing northwesterly a distance of 400' to Manhole #6 at Station 16 + 55, said Manhole located approximately 35' southwest of the northeast corner of Lot 31. Thence northerly 190' to Manhole #7 located approximately 30' west of the northwest corner of Lot 32; thence northwesterly 300' to Manhole #8 at Station 21 + 45, said Manhole located 20' west of the south property corner of Lot 68. Said Manhole #8 terminates Sanitary Sewer Main #1.

ALLEN COUNTY RECORDER
[illegible] 21 PM 3 16

Said sewer to be 18" in diameter and constructed in accordance with plans, specifications and profiles now on file in the office of the Chief Water Pollution Control Engineer of the City Utilities of the City and titled as PAPERMILL BLUFFS, SECTION I, Sanitary Sewer, which plans, specifications, profiles are by reference incorporated herein and made a part of this agreement. Said sewer will serve not only land in which the Developer has an interest, but also adjoining land areas.

WHEREAS, the total cost of construction of said Sewer is represented to be $45,637.50 composed of $24,575.00 for oversizing construction costs at the request of the City; and $21,062.50 for "local" construction costs to satisfy the Developer's needs.

NOW, THEREFORE, in consideration of the foregoing and the mutual covenants and agreements hereinafter set forth, the parties hereto agree as follows:

I. CONSTRUCTION OF SEWER

The Developer shall cause said Sewer to be constructed and located in accordance with said plans, specifications, and profiles, all approved by the City, under private contract to let within sixty (60) days after requisite City approval. All work and materials shall be subject to inspection by the City which shall have the right to halt construction if there shall be noncompliance therewithin. Said Sewer shall not be deemed permanently connected into the Sewer system of the City until final acceptance by the City. Upon completion, said Sewer shall become the property of the City and City shall accept sewage therefrom, subject to such sewage treatment charges and tap-in fees as may now or hereinafter be regularly established by the City, and all further maintenance shall be borne by the City.

INSTRUMENT K 11935

Jeff -
7061

II. COST OF CONSTRUCTION

The cost of construction shall be assigned as follows:

A. The total construction cost and engineering services shall be provided initially by the Developer. The amount of oversizing is based on competitive bids received between an 8" and 18" diameter sewer Main #1 from Station 2 + 70 to Station 21 + 45 of Papermill Bluffs, Sec. I sanitary plans.

B. The oversizing cost of construction will be borne by the City. As the Developer will pay initially for the total cost of construction,the City will credit the Developer in the amount of $24,750.00 for the oversizing cost upon acceptance of the above described Sewer based on the following:

1. The acreage assessment for Papermill Bluffs Section I based on the following; the total "plat" acreage of 24.54 acres less the acreage for street right-of-way (4.48 acres) and less the acreage set aside for the park within plat (0.64 acres), leaving a net assessable area of 20.0 acres. This 20.0 acres is subject to the area connection fees at $475.00 per acres X 20.0 per acre = $9500.00 due City
2. The acreage assessment for Papermill Bluffs Section II, which is as follows: The total plat acres of 21.12 less the acreage for street right-of-way (3.27 acres) and less the area set aside for the part (3.7 acres) leaving a net assessable acreage of 14.15 acres. This 14.15 acres is subject to the area connection fees of $475.00 per acre established by Res. 61-140-11. Therefore, $475.00 per acre X 14.15 per acre = $6707.10 due City
3. The 6" Sanitary Sewer house tap permit fees of $35.00 per lot for Papermill Bluffs Section I and II which has a maximum of 135 lots therefore, $35.00 per lot X 135 lots = $4725.00 due City
4. The remaining portion of oversizing cost of $3642.90 shall be credited by the City to the Developer, against the cost of inspection for 18" sanitary sewer Main #1 and onsite Sanitary and Storm Sewers for Papermill Bluffs, Section I. Any remaining balance shall be paid by the Developer.

III. CHARGE AGAINST ACCESS AREA

The said Sewer, when constructed, will also serve additional or excess areas identified as Zone I, and shown on attached Exhibit "A". In the event any present or future owners of said exhibited excess area noted as Zone I shall, at any time, within fifteen (15) years, after the date of this agreement, desire to use said sewer or any extension thereof, whether by direct tap or through the extension or connection of lateral lines to service such land, City, through its duly constituted authorities, before permitting such use, shall require, by contract or assessment, as may be appropriate, that such owner or owners of said excess area pay to City, in addition to the cost of standard area connection tap-in and inspection fees, a local connection charge of 0.0595 cents/ S.F. which represents the pro-rata share of the local Sanitary Sewer to serve the Developer and for the area within Zone I, as shown in the attached Exhibit "A". All monies so collected by the City for the Developer shall be paid by City to Developer within sixty (60) days of the receipt thereof by City.

IV. AREA OF DEVELOPER

Said Sewer when accepted by the City will serve the following described real estate: that land platted as Papermill Bluffs, Section I, and II, as described in Exhibit "B" and located within the Northwest Quarter of Section 19, St. Joseph Township, and in the Northeast Quarter of Section 24, Washington Township containing a gross acreage of 45.66 acres. (See Sheet 7).

As the Developer will pay for the total cost of construction of said Sewer in accordance with aforesaid Paragraph #2, no charge or assessment is made by this agreement against the above described real estate for the construction of said Sewer by the present or future owners of said real estate, only as to such standard monthly sewage treatment charges as are customarily charged by the City for connections to City Sewer mains and treatment of sewage therefrom.

V. FUTURE USE OF SEWER

In the event any present or future owner of adjoining area shall at any time after the date of this Agreement desire to use said Sewer or any extension thereof whether by direct tap or through the extension or connection of lateral or local lines to service such land, the City shall receive a connection fee of $475.00 per acre area connection fee due City for Res. 61-140-11 recorded by Instrument No. 74-22909.

VI. BOND

The Developer shall furnish a satisfactory Maintenance Bond for 25% of the value of the Sanitary Sewer Main #1 which shall guarantee said Sewer against defects for a period of one year from the date of final acceptance of said Sewer by the City.

VII. LIMITATION OF USE

Said Sewer shall be constructed for disposal of sanitary sewage only and neither the parties hereto, their successors, or assigns, or any future owner of land serviced by said Sewer, sahll at any time discharge or permit to be discharged or to flow into said sanitary sewer, any water runoff caused by natural precipitation or anything other than sanitary sewage or contaminated waster water.

VIII. GOVERNING STATUTE

It is the intention of the parties hereto to utilize and take advantage of and apply to this Agreement the provisions of Section 16, 17 and 18 of Chapter 128 of the Acts of 1967 of the State of Indiana (Burns Indians Statutes Anno., 1968 Supple., Section 48-3963, 3964, and 3965), the provisions of which Sections shall govern with respect to any matters not specifically outlined herein.

IX. COUNCILMANIC APPROVAL

It is understood and agreed that this contract is in all respects subject to approval by the Common Council of City, by duly adopted Ordinance, and if such Ordinance is not adopted within a period of ninety (90) days after execution thereof, this contract shall be null and void and of no further force and effect.

IN WITNESS WHEREOF, the parties have subscribed to this Agreement the day and year first written above.

DEVELOPER:

AMFED SERVICE CORPORATION

BY: Roger A. Steup
Roger A. Steup, President

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

STATE OF INDIANA)
)SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, this 16th day of September, 1977, personally appeared AMFED SERVICE CORPORATION, an Indiana Corporation, by Roger A Steup, its President and acknowledged the execution of the foregoing Agreement for Sewer Extension to be the voluntary act and deed of said corporation, and of said officers, for the uses and purposes therein contained.
WITNESS my hand and official seal.

Gina L. Sparks
Gina L. Sparks Notary Public

My Commission Expires:

August 16, 198-

CITY OF FORT WAYNE

By: Robert E Armstrong
(Robert Armstrong) Mayor

BOARD OF PUBLIC WORKS

By: Henry P. Wehrenberg
(Henry P. Wehrenberg) Chairman

By: Ethel W. LaMar
(Ethel A. LaMar) Member

By: Max G Scott
(Max G Scott) Member

ATTEST:

Ursula Miller
Clerk URSULA MILLER

Associate City Attorney

APPROVED AS TO FORM AND LEGALITY
Associate CITY ATTORNEY

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

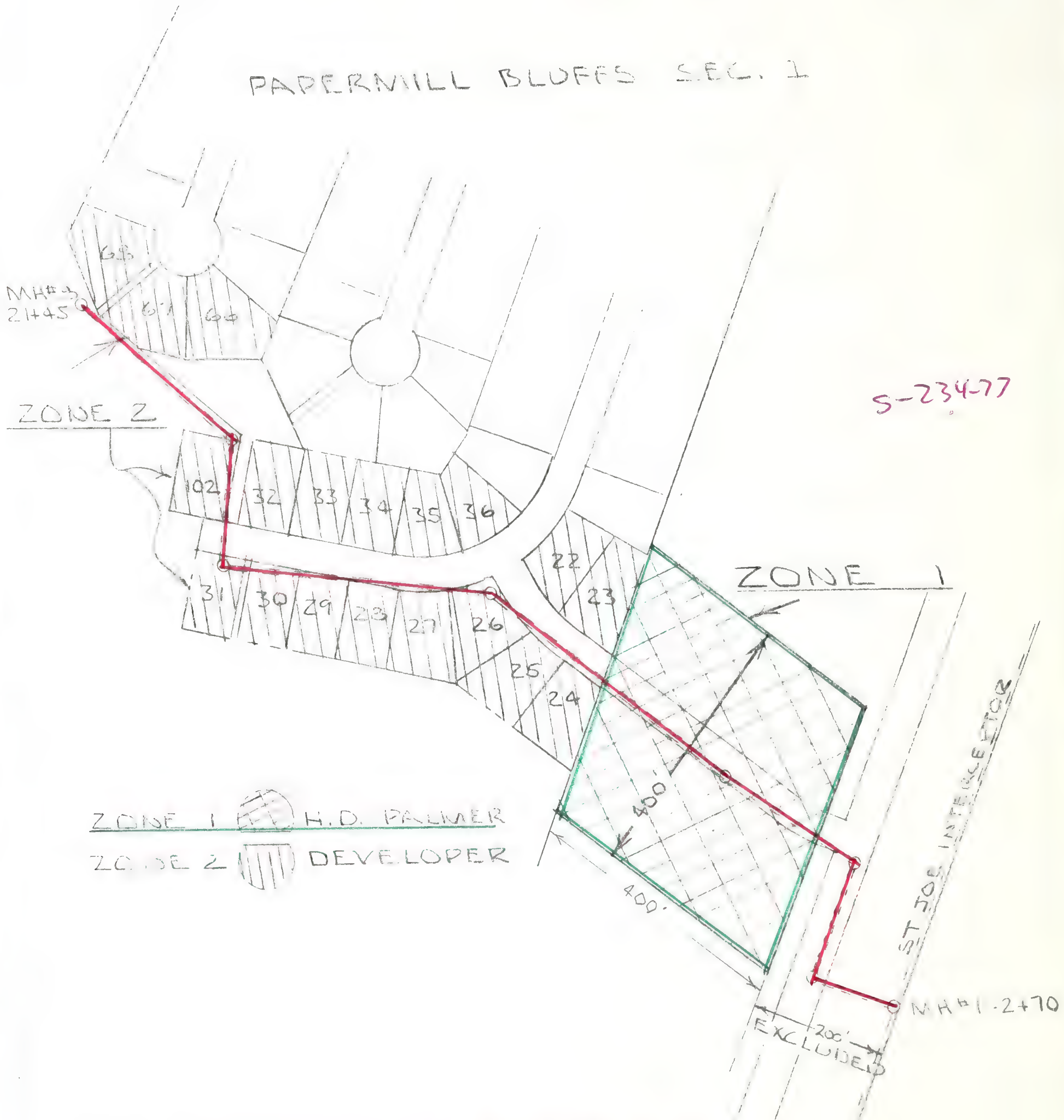
Before me, the undersigned, a Notary Public in and for said County and State, this 13 day of October, 1977, personally appeared Robert E. Armstrong, Mayor; Henry P. Wehrenberg, Chairman; Ethel LaMar, and Max G. Scott, Members of the Board of Public Works of the City of Fort Wayne who acknowledge the foregoing agreement for Sewer Extension to be their voluntary act and deed for the uses and purposes therein contained.
WITNESS my hand and official seal.

Anne J. Fox
Notary Public

My Commission Expires:
3/6/80

This document prepared by
Oren Sessions.

EXHIBIT "A"


PAPERMILL BLUFFS SEC. 1
MH#3 21+45
63
61
64
ZONE 2
102
32
33
34
35
36
22
23
31
30
29
28
27
26
25
24
ZONE 1
400'
400'
ST. JOE INTERCEPTOR
MH#1 2+70
200'
EXCLUDED
ZONE 1 H.D. PALMER
ZONE 2 DEVELOPER

S-234-77

ZONE 1 = 160,000 SQ. FT. PALMER

ZONE 2 = 194,000 SQ. FT. DEVELOPER

TOTAL 354,000 SQ. F.

$21,062.50 ÷ 354,000 SQ.F. = $0.0595 PER SQ.FT.

THE ZONE 1 CONTRIBUTION IS TO BE $9,519.77

BASED UPON 160,000 SQ.F. @ $0.0595 / SQ. FT.

EXHIBIT "B"

Part of the Northeast quarter of Section 24, Township 31 North, Range 13 East, together with part of the Northwest quarter of Section 19, Township 31 North, Range 13 East, more particularly described as follows: Commencing at a brass pin at the Northwest corner of Section 19, Township 31 North, Range 13 East, Allen County, Indiana, said corner also being the centerline of St. Joe Center Road; thence South 00 degrees 38 minutes 14 seconds West along the West line of the said Northwest quarter a distance of 45.00 feet to a point on the South line of the highway right-of-way; thence South 89 degrees 50 minutes 00 seconds East (assumed) along the South line of said Road right-of-way a distance of 181.56 feet; thence departing from said right-of-way line South 44 degrees 30 minutes 46 seconds East a distance of 106.47 feet; thence South 54 degrees 02 minutes 02 seconds East a distance of 542.88 feet; thence South 34 degrees 14 minutes 00 seconds East a distance of 337.39 feet to a point; thence South 21 degrees 41 minutes 25 seconds West a distance of 928.66 feet;

Thence; south 21 degrees 41 minutes 25 seconds West along the said Northwesterly line of the Northill Tract a distance of 129.30 feet to a point; South 89 degrees 42 minutes 00 seconds West along the said Northerly line a distance of 85.0 feet; thence North 25 degrees 00 minutes 00 seconds West a distance of 230.0 feet; thence North 70 degrees 00 minutes 00 seconds West a distance of 160.0 feet; thence South 72 degrees 30 minutes 00 seconds West a distance of 140.0 feet; thence North 58 degrees 30 minutes 00 seconds West a distance of 185.0 feet; thence South 78 degrees 30 minutes 00 seconds West a distance of 110.0 feet; thence South 39 degrees 20 minutes 48 seconds West a distance of 63.09 feet to a point; thence North 50 degrees 39 minutes 12 seconds West a distance of 683.18 feet; thence North 00 degrees 44 minutes 00 seconds East a distance of 981.85 feet to a point on the aforementioned South right-of-way of St. Joe Center Road; thence South 89 degrees 41 minutes 42 seconds East along said South right-of-way line a distance of 792.98 feet to the point of beginning containing 45.66 acres of land, more or less.

Sewing for
mending
11/8/77

Page 1 of 2 pages

65-94-20 H.I. 10/12/77

RESOLUTION NO. 65-94-20

TRUCK ROUTES

WHEREAS the Fort Wayne Municipal Codes requires the Board of Public Works to regularly set truck routes in the City of Fort Wayne;

NOW, THEREFORE, the Board of Public Works, in compliance with Section 17-119 and Section 17-120 of the Fort Wayne Municipal Code, hereby establishes the following Truck Routes in the City of Fort Wayne:

SECTION 17-119 THROUGH TRUCK ROUTES

State Route #1

Bluffton Road, from South City limits to the Baer Field Thruway.
Baer Field Thruway, from Bluffton Road to Lafayette Street.
Northrop Street, from Clinton Street to Coliseum Boulevard.
Lima Road, from Coliseum Boulevard to I-69.

U.S. #27

Lafayette Street, from South City limits to Superior Street.
Spy Run Avenue, from Superior Street to Clinton Street.
Clinton Street, from Lafayette Street to Coldwater Road.
Coldwater Road, from Clinton Street to I-69.

U.S. #30

Goshen Road, from I-69 to Coliseum Boulevard.
Coliseum Boulevard, from Goshen Road to Washington Boulevard.

U.S. #24

Jefferson Boulevard, from West City Limits to Maumee Avenue.
Maumee Avenue, from Jefferson Boulevard to Washington Boulevard.
Washington Boulevard, from Jefferson Boulevard to East City limits.

S.R. #37

Crescent Avenue, from Coliseum Boulevard to Stellhorn Road.
Stellhorn Road, from Crescent Avenue East City Limits.

SECTION 17-120 CITY TRUCK ROUTES

Lower Huntington Road, from West City Limits to Fairfield Avenue.
Tillman Road, from Fairfield Avenue to East City Limits.
Paulding Road, from Lafayette Street to East City Limits.
Oxford Street (Moeller Road) from Lafayette Street to East City Limits.
Engle Road, from Bluffton Road to West City Limits.
Pontiac Street, from Fairfield Avenue to Coliseum Boulevard.
New Haven Avenue, from Wayne Trace East City Limits.
Taylor Street, from Fairfield Avenue to U. S. 24, Jefferson Boulevard.
Creighton Avenue, from Broadway to Lafayette Street.
Lewis Street, from Clinton Street to Anthony Boulevard.
Main Street, from Jefferson Boulevard to Clay Street.
Spring Street, from Sherman Street to West City Limits.
State Boulevard, from West City Limits to East City Limits.
St. Joe Center Road, from East City Limits to Washington Center Road.
Washington Center Road, from St. Joe Center Road to West City Limits.

Page 2 of 2 pages

Baker Street, from Fairfield Avenue to Ewing Street.
Superior Street, from Sherman Street to Lafayette Street.
First Street, from Wells Street to Harrison Street.
Ardmore Avenue, from 235 ft. N/Covington Road to Taylor Street.
Baer Road, from Baer Field Thruway to Lower Huntington Road.
Baer Field Thruway, from South City Limits to Bluffton Road.
Brooklyn Avenue, from Bluffton Road to Taylor Street.
Freeman Street, from Taylor Street to Jefferson Boulevard.
Fairfield Avenue, from Tillman Road to Superior Street.
Ewing Street, from Baker Street to Superior Street.
Leesburg Road, from Main Street to Spring Street.
Tyler Avenue, from Spring Street to State Street.
Sherman Street from Van Buren Street to Goshen Avenue.
Goshen Avenue, from Sherman Street to Coliseum Boulevard.
Van Buren Street, from Sherman Street to Main Street.
Wells Street, from First Street to Coliseum Boulevard.
Harrison Street, from Superior Street to First Street.
Clinton Street from Coldwater Road to North City Limits.
Crescent Avenue, from State Boulevard to Coliseum Boulevard.
Anthony Boulevard, from South City Limits to Paulding Road.
Anthony Boulevard, from Pontiac Street to Washington Boulevard.
Clay Street, from Lewis Street to Main Street.
Hessen Cassel Road, from South City Limits to Wayne Trace.
Wayne Trace, from Hessen Cassel Road to Anthony Boulevard.

Adopted 12 day of October, 1977.

Henry P. Wehrenberg
Ethel W. LaMar
May G. Scott
BOARD OF PUBLIC WORKS

ATTEST:
Ursula Miller
Secretary and Clerk

65-93-12 10/12/77 H.I

77-027565

DREIBELBISS ABSTRACT OF TITLE COMPANY, INC.

AGREEMENT

THIS INDENTURE made this 1st day of August, 1977, between the City of Fort Wayne, Indiana, an Indiana Municipal Corporation, hereinafter referred to as "City", and GRAHAM-EWING PROPERTIES, an Indiana General Partnership, hereinafter referred to as "Owner",

WITNESSETH: That

WHEREAS, the Owner is seized in fee simple of Lots Numbered 322, 324 and 325, and parts of Lots Numbered 321 and 326, in Hanna's Addition, an Addition to the City of Fort Wayne, Allen County, Indiana, as shown in the Plat records in the Office of the Recorder of said County and State; and,

WHEREAS, there is an existing 14-foot utility easement established by the City and shown on said plat as a vacated alley between said lots, located generally between Jefferson Street and Washington Boulevard, lying East of Francis Street; and,

WHEREAS, the City is the owner of a 15-inch combination sewer now located in said utility easement, and is being used for the servicing of the area bounded by Washington, Francis, Jefferson and Harmar Streets; and,

WHEREAS, the Owner's predecessor in title has erected a building on parts of Lots Numbered 323, 322, and 321, and over a portion of the existing utility easement as shown on a sketch attached hereto and made a part hereof, and marked Exhibit "A"; and,

1977 SEP 23 AM 10 19

WHEREAS, the Owner desires the City to permit the continued location of said building on said lots and over said 14-foot utility easement as generally located on said attached sketch, and City has signified its willingness to permit the existing location of said building, which does not in any manner impair the continued use of said sewer line by City.

NOW, THIS INDENTURE WITNESSETH that for and in consideration of the premises and the mutual covenants and agreements hereinafter set forth, the parties hereto hereby covenant and agree as follows:

1. City will forthwith, following the signing hereof by the parties hereto, withdraw its objections to the location of said building over said public sewer, on parts of Lots Numbered 321, 322 and 323 in Hanna's Addition, an Addition to the City of Fort Wayne, Allen County, Indiana, and as generally located on the attached sketch, by the Owner, and allow said encroachment to exist as it currently exists and allow quiet enjoyment of the existing structure as it relates to the easement hereinbefore described.

2. The Owner does grant unto the City the right to relocate said sewer across the Lots they now own should it become necessary for the effective operation and maintenance of said sewer.

3. If repair or replacement of the present sewer line located as hereinbefore described is necessary and if the same cannot be effected because of the location of the present building, then the Owner herewith agrees, at Owner's expense, to cause said sewer line to be relocated in an easement to be provided by Owner pursuant to paragraph 2 hereof, said sewer to be of the same size as the present sewer line and to service the same users and properties as the present line and to be installed in accordance with the uniform specifications of the City of Fort Wayne.

The determination as to whether the repair or replacement of the line is necessary is to be at the sole discretion of City.

It is further agreed that Owner shall have the period of sixty (60) days after notification of the City as to the necessary repair and/or replacement to obtain a contractor, satisfactory to the City to make the repairs and/or replacement of the line as agreed herein, said sixty day provision shall not apply in situations deemed an emergency by the City of Fort Wayne.

4. This Agreement shall be construed as covenants running with the land herein described and be binding upon the successors and assigns of the respective parties hereto. The Owner certifies under oath that no Indiana Gross Income Tax is due or payable in respect to the transfer made by this Agreement.

IN WITNESS WHEREOF, the parties have subscribed to this Agreement the day and year first above written.

GRAHAM-EWING PROPERTIES, an
Indiana General Properties

BY: Harley Graham Partner
Harley Graham

BY: Jack E
Jack Ewing

BOARD OF PUBLIC WORKS OF
CITY OF FORT WAYNE

BY: Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel W. LaMar
Ethel LaMar, Member

Max G. Scott, Member

ATTEST:
Ursula Miller
Ursula Miller, Clerk

Approved as to Form and Legality:
Larry J Burke
Larry Burke, Associate City
Attorney

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

BEFORE ME the undersigned, a Notary Public in and for said County and State, personally appeared the within named Board of Public

Works for the City of Fort Wayne, by Henry P. Wehrenberg, Chairman; Ethel LaMar and ~~Max G. Scott~~, Members; and Larry Burke, Associate City Attorney of the City of Fort Wayne and acknowledged the execution of the foregoing Agreement for and on behalf of said Board and by its authority.

WITNESS my hand and official seal this 1st day of August, 1977.

Anne J. Fox

ANNE J. FOX , Notary Public

My Commission Expires:
3/6/80

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

BEFORE ME, the undersigned, a Notary Public, in and for said County and State, personally appeared the within named Graham-Ewing Properties, an Indiana General Partnership, by Harley Graham & Jack Ewing, and acknowledged the execution of the foregoing Agreement for and on behalf of said partnership and by its authority.

WITNESS my hand and official seal this 1st day of August, 1977.

Stephen E. Lewis

Stephen E. Lewis, Notary Public

My Commission Expires:
11-24-77

This Instrument Prepared By: Stephen E. Lewis
Attorney at Law

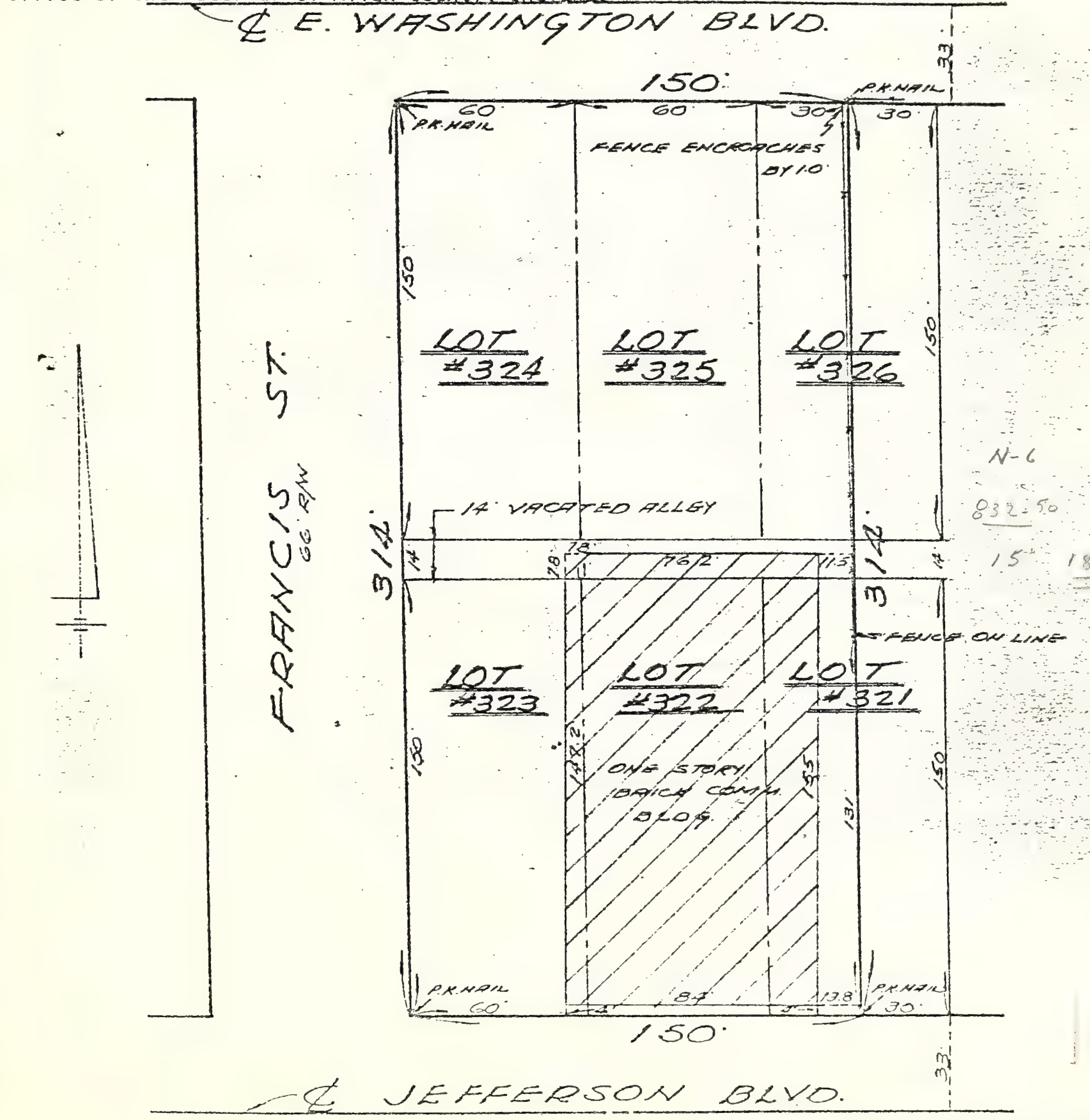
CERTIFICATE OF SURVEY

OFFICE OF:

JOHN R. DONOVAN
REGISTERED PROFESSIONAL CIVIL ENGINEER No. 9173 INDIANA
REGISTERED LAND SURVEYOR No. 9921 INDIANA
FORT WAYNE, INDIANA

The undersigned Civil Engineer and Land Surveyor hereby certifies that he has made a resurvey of the real estate shown and described below.

Measurements were made and corners perpetuated as shown hereon, in accordance with the true and established lines of the property described, and in conformity with the records in the office of the County Recorder, ALLEN County, Indiana. No encroachments existed, except as noted below. the description of the real estate is: The West ½ of Lot #321, all of Lots #322, #323, #324 and #325 and the West ½ of Lot #326 and the vacated alley adjacent thereto, in Hanna's Addition as recorded in the plat thereof in the Office of the Recorder of Allen County, Indiana.



℄ E. WASHINGTON BLVD.
150'
33'
P.K. NAIL
60'
60'
30'
30'
P.K. NAIL
FENCE ENCROACHES BY 1.0'
150'
LOT #324
LOT #325
LOT #326
150'
FRANCIS ST.
66' R/W
14' VACATED ALLEY
314'
14'
7.8'
7.8'
76.2'
11.5'
314'
14'
FENCE ON LINE
LOT #323
LOT #322
LOT #321
150'
147.2'
ONE STORY BRICK COMM. BLDG.
155'
131'
150'
P.K. NAIL
60'
84'
13.8'
P.K. NAIL
30'
150'
33'
℄ JEFFERSON BLVD.

N-6
832.50
15
1854

JOB FOR: SEITZ

1"=50'
2-13-76

No. 9921

JOHN R. DONOVAN

77-029547 65-92-10 H.I. 10/10/77

1977 OCT 13 PM 3:41
ALLEN COUNTY RECORDER

TRAFFIC LIGHT AGREEMENT

This Agreement entered into this 12 day of OCT., 1977, by and between Edward Rose of Indiana, an Indiana Limited Partnership hereinafter referred to as "Developer" and the City of Fort Wayne Indiana, an Indiana Municipal Corporation Hereinafter referred to as "City".

Whereas, Developer is proposing the construction of a garden apartment complex to be located on the following described premises:

> Part of the Southwest Quarter of the Northwest Quarter of Section 27, Township 31 North, Range 12 East, Allen County, Indiana, more particularly described as follows, to wit:
>
> Beginning at the Southeast corner of the Southwest Quarter of said Northwest Quarter; thence N 01°-39' W (based on a bearing of S 42°-32' E for the centerline of Goshen Road and is used as the basis for the bearings in this description), on and along the East line of said Southwest Quarter, being also the centerline of Harris Road, 1330.6 feet to the Northeast corner of said Southwest Quarter; thence S 89°-00' W, on and along the North line of said Southwest Quarter, being established by an existing line fence and monuments found, 1256.8 feet to a point situated 60.0 feet East of the Northwest corner of said Southwest Quarter and being on the East line of an Indiana and Michigan Electric Company right-of-way, 60 feet in width; thence S 01°-35' E, on and along the East line of said right-of-way, being a line 60 feet (measured at right angles) East of and parallel to the West line of said Northwest Quarter as said West line is defined by the East right-of-way line of the G. R. & I. Railroad, a distance of 1146.9 feet to the Northeasterly right-of-way line of Goshen Road; thence S 42°-32' E, on and along said Northeasterly right-of-way line, being a line 50.0 feet (measured at right angles) Northeasterly of and parallel to the centerline thereof, 14.1 feet; thence S 39°-30' E, continuing along said Northeasterly right-of-way line, 100.13 feet; thence S 42°-32' E, continuing along said Northeasterly right-of-way line, being a line 45.0 feet (measured at right angles) Northeasterly of and parallel to the centerline of said Goshen Road. 128.7 feet to the South line of said Northwest Quarter; thence N 88°-55' E, on and along said South line, being established by survey monuments found, 1103.2 feet to the point of beginning, containing 38.114 acres of land, subject to legal right-of-way for Harris Road.

Whereas, the intersection of Goshen Avenue and Harris Road as of to date does not warrant a traffic signal, and

Whereas, the Developer is required by the City to participate in the cost of signalizing the Goshen Avenue, Harris Road intersection in the event signalization is warranted within the time set forth herein, and

Whereas, the Developer has agreed to participate in the cost of signalizing the above mentioned intersection if required by the City.

Call: Anne Fop
Board of Works – 7524

C
4.50

Now, therefore, in consideration of the foregoing and the mutual covenants and agreements set forth herein, the parties hereto agree as follows:

1. The City shall conduct traffic studies as required to determine if signalization of the Harris Road, Goshen Avenue intersection is warranted.

2. If in the City's sole judgement signalization of said intersection is warranted before the termination of this agreement as set forth herein, the Developer agrees to participate in the cost of a signal light and the construction of a south bound Harris Road left turn lane.

3. The Developer shall provide the City with a certified check or cashiers check in the amount of Thirty-five Thousand and No/100 Dollars ($35,000.00). These funds will be deposited in an escrow account, in a Fort Wayne Bank of the Developer's choice, which shall be used as the Developer's share of costs if signalization and/or construction of a south bound Harris Road left turn lane are required.

4. The City agrees that six months after the Developer obtains the Occupancy Permit for the last building in its development this agreement shall automatically terminate; and that in the event no signalization and/or construction of a south bound Harris Road left turn lane are required the said Thirty-Five Thousand and No/100 Dollars ($35,000.00) plus interest will be returned to the Developer and City will execute a document evidencing such termination upon request by Developer.

5. This agreement is accepted as a covenant which shall run with the above described premises and all rights hereto shall be binding upon the parties hereto, their successor and assigns.

In Witness Whereof, the parties have subscribed this Agreement this 12th day of OCT., 1977.

EDWARD ROSE OF INDIANA

An Indiana Limited Partnership

BY Edward Ravitz

Edward Ravitz, Agent

STATE OF MICHIGAN)
)SS:
COUNTY OF KALAMAZOO)

Personally came before me this 12th day of OCTOBER, 1977, the above named Edward Ravits to me known to be the person who executed the foregoing instrument and acknowledged the same.

Glen C. Anderson

Notary Public
Kalamazoo County, Michigan

GLEN C. ANDERSON
Notary Public, Kalamazoo Co., Mich.
My Comm. Expires July 30, 1980

My Commission Expires:

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

BY Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

ATTEST: Ursula Miller
Clerk

Ethel H. LaMar
ETHEL H. LAMAR, Member

Max G Scott
MAX G SCOTT, MEMBER

Approved for form and legality:

Assistant City Attorney

STATE OF INDIANA)
COUNTY OF ALLEN) SS:

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared the above named Henry P. Wehrenberg, Chairman of the Board of Public Works, of the City of Fort Wayne, and acknowledged the execution of the foregoing agreement for and on behalf of said Board and by its authority.

Witness my hand and Official Seal this 12 day of Oct, 1977.

Anne J. Fox
Notary Public ANNE J. FOX

My Commission Expires:
3/6/80

This instrument prepared by:
Arthur C. Osterwald
4000 Portage Street, Suite A
Kalamazoo, Michigan 49001

6-5-79-21 H.I.

RESOLUTION NO. 299 - 77

TILLMAN ROAD INTERCEPTOR - SANITARY SEWER

RESOLVED by the Board of Public Works of the City of Fort Wayne,Indiana,that the construction of a sanitary sewer interceptor which from its size and character is intended for use by property holders whose property abuts along the line of said sewer, be and the same is hereby ordered.

beginning at an existing sanitary sewer manhole located on the Southeast corner of Lot #271 of Eastland Gardens Addition, Sec. "B", as recorded in Plat Book 24, page 108; thence due South 85±LF to a proposed manhole located 43±LF South of and 30±LF West of the intersection of Autumn View Drive and Tillman Road; thence East 400±LF terminating at a proposed manhole located 370±LF East of and 43±LF South of the interesection of Autumn View Drive and Tillman Road

Said sewer shall be 12" in diameter.

All appurtenances to be constructed in accordance with the plans, profiles, special details and specifications now on file in the office of the Board of Public Works of said City, and shall be used for sanitary purposes only.

All work done in the making of the aforementioned public improvement shall be in accordance with the terms and conditions of the resolution aforementioned; and the plans, profiles, special details and specifications are now on file in the office of the Board of Public Works of said City.

It is hereby found by said Board of Public Works that the cost of said improvement shall be paid by the City of Fort Wayne,Indiana out of monies from the Sewer Utility Fund. It is further found by said Board of Public Works that the abutting property owners shall pay a tap-in fee at the time of connection to said sanitary sewer. It is further found by said Board of Public Works that in the event any present or future owner of any property who shall desire to use said sanitary lines discharging into said sanitary sewer, shall be benefitted and shall pay a reimbursement fee of $300.00 per acre for interceptor Resolution #181 adopted by the Board of Public Works dated April 4, 1968 has been incorporated.

WHEREAS, I. C. 19-2-7-16 (Burns 48-3963) requires aa a condition of tapping into or connecting to a municipally operated sanitary sewer that property owners and their successors must release their right to remonstrate against pending or future annexation by said municipality.

WHEREAS, the Board of Public Works of the City of Fort Wayne wishes to duly inform property owners affected by Sewer Improvement Resolution No.299-1977 that they will waive said right to remonstrate against pending or future annexation by the City of Fort Wayne when connection is made to the sanitary sewer constructed under subject Resolution No. 299-1977.

NOW THEREFORE, BE AND IT IS HEREBY RESOLVED THAT the following is hereby incorporated within Sewer Resolution No. 299-1977:

> "Any and all property owners and their successors tapping into the sanitary sewer constructed by authority of Sewer Improvement No.299-1977 releases his right to remonstrate against pending or future annexation by the City of Fort Wayne."

ADOPTED this 10 day of October, 1977.

BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H.LaMar, Member

Max G. Scott
Max G Scott,Member

ATTEST:

Ursula Miller
Clerk

This instrument prepared by Philip R. Boller,P. E.
Chief Water Pollution Control Engineer

65-89-2

DEISTER MACHINERY SANITARY SEWER REPAIR

RES. 297 - 1977

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that the repair of an existing 60" brick combination sewer is necessary due to emergency conditions. which from its size and character is not only intended and adapted for use by property owners whose property abutts the existing line, but is also intended and adapted for improving conditions for the benefit of the general public, be and the same is hereby ordered.

EMERGENCY REPAIR

of the existing 60" diameter brick combination sewer that is presently collapsed under existing buildings owned by the Diester Machinery located at 1933 E. Wayne Street.

Said repair with all appurtenances to be constructed in accordance with the plans, profiles and specifications now on file in the office of the Department of Public Works of said City.

All work done in the making of the aforementioned public repair shall be in accordance with the terms and conditions of the resolution aforementioned and the plans, profiles and specifications now on file in the office of the Board of Public Works of said City.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne, and that no special benefits will accrue to any property owner adjoining said repair or otherwise assessable under said repair. The cost of said repair shall be paid by the City of Fort Wayne, Indiana out of monies currently appropriated from City Utilities Fund.

Adopted this 10 day of October, 19 77.

Henry P. Wehrenberg
HENRY P. WEHRENBERG, CHAIRMAN

Ethel H. LaMar
ETHEL H. LAMAR, MEMBER

Max G. Scott
MAX G SCOTT, MEMBER
BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
URSULA MILLER, CLERK

65-84-16 H.I.
10/5/77

RESOLUTION NO. 65-84-16

RE: FEDERAL GRANT ACCEPTANCE
Project No: 06-51-26917

Pursuant to Offer of Grant, dated September 30, 1977, in the amount of $ 350,000.00 made to the City of Fort Wayne under the Local Public Works Capital Development and Investment Act of 1976, as amended by the Public Works Employment Act of 1977 by the Economic Development Administration, U.S. Department of Commerce, on Project No. 06-51-26917 construction of REHABILITATION OF THE OLD CITY HALL the Board of Public Works of the City of Fort Wayne hereby authorizes the acceptance of said grant offer.

BE IT RESOLVED that Henry P. Wehrenberg, Chairman of the Board of Public Works, be and he is hereby authorized and directed to execute such instruments or documents in behalf of the City of Fort Wayne, Indiana, accepting the grant offer and make the assurances contained therein. The aforesaid signatory is further authorized to execute any subsequent documents pertaining to said Federal Grant.

Henry P. Wehrenberg
Edw. W. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

~~[illegible]~~

[illegible] preceding
map

B.C. 193-77

77-028521

65-80-19

H.I 10/3/77

SANITARY SEWER AGREEMENT

THIS AGREEMENT Between the City of Fort Wayne and Fort Wayne Turners, Inc., hereinafter referred to as "City" and "Turners" respectfully

WHEREAS, Turners is presently operating on a sanitary septic tank sewage system and

WHEREAS, Turners desires to obtain a temporary building sewer permit in order to construct a sanitary lift station with a force main connecting directly into the City's sanitary manhole on the East side of Parnell Avenue and the South line of Spy Run Avenue extended, and

WHEREAS, The cost of the sanitary lift station with a force main is being funded entirely by Turners, and

WHEREAS, the operation and maintenance of this sanitary lift station and its force main shall be the sole responsibility of Turners, and

WHEREAS, Turners acknowledges that it has not paid any area connection fees to the City towards the construction of any existing sanitary sewer, and

WHEREAS, Turners is aware of future proposed sanitary interceptor to be constructed by the City which will provide a gravity flow sewer system from the property, and

WHEREAS, Turners desire to fully utilize their investment into the sanitary lift station and its force main being estimated to have a twelve (12) year life

NOW THEREFORE, be it mutually agreed upon by both the City and Turners that:

1. The City will issue to Turners a temporary building sewer permit without any area connection fee charge and will only require, at this time, the normal permit tap in fee.
2. The Turners will only provide and construct a sewer system which will transport sewage waste from their property.
3. The Turners will both connect into and pay their respective proportional area connection fees towards the City's future proposed sanitary interceptor after twelve (12) years from said date of this agreement.
4. The City will allow Turners to connect into the City's future proposed sanitary interceptor at any time after this interceptor is constructed providing Turners pays its proportional area connection fees.

OCT -3 PM 4 23
ALLEN COUNTY RECORDER

The undersigned hereby acknowledge and accept the above stated terms and conditions.

APPROVED:

Philip R. Boller
Philip R. Boller, Chief Engineer
Water Pollution Control Engineering

FORT WAYNE BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H.LaMar, Member

Max G Scott
Max G Scott, Member

ATTEST:

Ursula Miller
Ursula Miller, Clerk

DULY ENTERED FOR TAXATION
OCT 6 1977
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

INSTRUMENT K 9905 3.50

Water Pollution 7061 (Boyer)

STATE OF INDIANA
SS
COUNTY OF ALLEN

The above named persons personally appeared before me, a Notary Public, in and for said County and State.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 3 day of October, 1977.

Anne J. Fox
Notary Public ANNE J. FOX

My Commission Expires:
3/6/80

FORT WAYNE TURNERS, INC.

Kenneth N. Traylor
Kenneth N. Traylor, President

Ollie A. Fiebig, Secretary

STATE OF INDIANA
SS
COUNTY OF ALLEN

The above named persons personally appeared before me, a Notary Public, in and for said County and State.

IN WITNESS THEREOF, I have hereunto set my hand and seal this 3RD day of OCTOBER, 1977.

Harvey M. Woodring
Notary Public

My commission expires:

HARVEY M. WOODRING
My Commission Expires March 30, 1981

100

65-80-15 H.I.

10/3/77

77-028522

AMENDED

TEMPORARY

SANITARY SEWER CONNECTION AGREEMENT

THIS AGREEMENT between Southwest Church of Christ, an Indiana Corporation, hereinafter referred to as "CHURCH", and CITY of FORT WAYNE, hereinafter referred to as "CITY",

WITNESSETH:

WHEREAS, the City of Fort Wayne has constructed the Sandpoint Road - Ardmore Avenue Sanitary Sewer as part of the City's sewer system at the edge of the city limits in the southwest quarter of Section 21, Wayne Township, Allen County, Indiana;

WHEREAS, CHURCH is granted a sewer permit for a temporary private sewer line connected to said public sewer on Sandpoint Road which private sewer line is to serve the proposed CHURCH and existing parsonage as shown on Exhibit "A" certified by George T.Jankowski, Architect, on the following described property owned by CHURCH

> Lot Numbered 5 in the Subdivision of the Estate of John Miller, deceased, late of Allen County, Indiana, of the Southeast 1/4 of Section 20 in Township 30 North of Range 12 East, in Allen County, Indiana, and more particularly described as follows:
>
> Commencing at the Southeast corner of said quarter Section; then running North 869.22' (13.17 chains); thence running West 462' (7 chains); thence running South 869.22' (13.17 chains); thence running East 462' (7 chains), to the place of beginning, containing 9 acres, more or less, except that part thereof platted into Armitage Place Addition to the City of Fort Wayne, according to the plat thereof recorded in Plat Record 16, page 53.

abutting said public sewer, which church property consists of 7.7 acres;

WHEREAS, CHURCH desires to define and determine these two (2) private sewer connections to the city system as provided by City Ordinance and State Statute;

NOW, THEREFORE, it is hereby agreed as follows:

1. That the installation of the private sewer line running from the Sandpoint Road - Ardmore Avenue Sanitary Sewer across Ardmore Avenue and the land owned by CHURCH, as above set forth, is a private sewer line and only for the use of the above described facilities of said party, and is subject to the rules and regulations of the CITY governing private sewer connections to the City Utilities for such service. It is understood that at the present time the facilities of said party are located outside the city limits. In the event the CITY'S sewer system is extended adjacent to the facilities of CHURCH, CHURCH agrees to waive any right to remonstrate against any such extension of said facilities and/ or the assessment of any charges against their properties as determined by the Board of Public Works of the CITY as provided by law, and agree to disconnect said facilities from the present proposed temporary sewer line and reconnect into such adjacent CITY sewer as may be constructed and pay such share of the construction costs of such adjacent CITY sewer as may be established against their facilities and property. CHURCH further states that it will not subdivide and/or transfer any portion of the aforementioned property to another ownership.

OCT -6 AM 9 29
ALLEN COUNTY RECORDER

DULY ENTERED FOR TAXATION
OCT 6 1977
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

INSTRUMENT K 9904

Water Pollution 7061 (Boyar)

2. CHURCH and successors in title and assigns, waive and release any and all rights which may now or hereafter have to remonstrate against or otherwise object to, interfere with, or oppose any pending or future annexation by the CITY of any territory now owned by them, as described herein, and served by the CITY sanitary sewer system or any extension thereof.

3. CITY agrees to accept sanitary sewage only from the above described private sewer line in accordance with CITY charges and regulations and in accordance with the terms of this agreement as above set forth.

THIS AGREEMENT will be binding on the parties hereto and successors and assigns as the owners and successors in interest to the real estate subject to the terms of this agreement.

DATED September 26, 1977

SOUTHWEST CHURCH OF CHRIST

BY: Gary A Zerkle
~~Robert Platt, Chairman of Board~~
Gary A. Zerkle, Chairman Building Committee and Elder

BY: John Lockhart
John Lockhart, Trustee

CITY OF FORT WAYNE, INDIANA

BY: Robert E Armstrong
Robert E. Armstrong, Mayor

BOARD OF PUBLIC WORKS

BY: Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

BY: Ethel H. LaMar
Ethel H.LaMar, Member

BY: Max G. Scott
Max G Scott, Member

OCT 3 1977

ATTEST:

Ursula Miller
Clerk

Approved as to form and legality:

Assistant City Attorney

This Instrument prepared by:
Philip R. Boller,P. E.

65-76-20 9/28/77 H.

RESOLUTION NO. 65-76-20

RE: FEDERAL GRANT ACCEPTANCE
Project No: 06-51-26289

Pursuant to Offer of Grant, dated September 23, 1977, in the amount of $ 1,700,000.00 made to the City of Fort Wayne under the Local Public Works Capital Development and Investment Act of 1976, as amended by the Public Works Employment Act of 1977 by the Economic Development Administration, U.S. Department of Commerce, on Project No. 06-51-26289 construction of CENTRAL BUSINESS DISTRICT LIGHTING & SIGNAL MODERNIZATION the Board of Public Works of the City of Fort Wayne hereby authorizes the acceptance of said grant offer.

BE IT RESOLVED that Henry P. Wehrenberg, Chairman of the Board of Public Works, be and he is hereby authorized and directed to execute such instruments or documents in behalf of the City of Fort Wayne, Indiana, accepting the grant offer and make the assurances contained therein. The aforesaid signatory is further authorized to execute any subsequent documents pertaining to said Federal Grant.

Henry P. Wehrenberg
Ethel H. LaMar
May G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

65-75-19 HI
9/28/77

RESOLUTION NO. 65-75-19

RE: FEDERAL GRANT ACCEPTANCE
Project No: 06-51-26281

Pursuant to Offer of Grant, dated September 16, 1977, in the amount of $250,000.00 made to the City of Fort Wayne under the Local Public Works Capital Development and Investment Act of 1976, as amended by the Public Works Employment Act of 1977 by the Economic Development Administration, U.S. Department of Commerce, on Project No. 06-51-26281 construction of FREEMAN - COVINGTON SEWER the Board of Public Works of the City of Fort Wayne hereby authorizes the acceptance of said grant offer.

BE IT RESOLVED that Henry P. Wehrenberg, Chairman of the Board of Public Works, be and he is hereby authorized and directed to execute such instruments or documents in behalf of the City of Fort Wayne, Indiana, accepting the grant offer and make the assurances contained therein. The aforesaid signatory is further authorized to execute any subsequent documents pertaining to said Federal Grant.

Henry P. Wehrenberg
Ethel W. LaMar
May A. Scott
BOARD OF PUBLIC WORKS

ATTEST:
Ursula Miller
Secretary and Clerk

65-75-18 H.
9/28/

RESOLUTION NO. 65-75-18

RE: FEDERAL GRANT ACCEPTANCE
Project No: 06-51-26280

Pursuant to Offer of Grant, dated September 16, 1977, in the amount of $ 340,000.00 made to the City of Fort Wayne under the Local Public Works Capital Development and Investment Act of 1976, as amended by the Public Works Employment Act of 1977 by the Economic Development Administration, U.S. Department of Commerce, on Project No. 06-51-26280 construction of HUMANE SHELTER the Board of Public Works of the City of Fort Wayne hereby authorizes the acceptance of said grant offer.

BE IT RESOLVED that Henry P. Wehrenberg, Chairman of the Board of Public Works, be and he is hereby authorized and directed to execute such instruments or documents in behalf of the City of Fort Wayne, Indiana, accepting the grant offer and make the assurances contained therein. The aforesaid signatory is further authorized to execute any subsequent documents pertaining to said Federal Grant.

Henry P. Wehrenberg
Ethel H. LaMar
May G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

65-74-1. H.I.
9/28/77

rm 1929

Improvement Resolution

SIDEWALK AND CURB
FOR ~~STREET OR ALLEY~~

No. 5775 - 1977

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

hat it is deemed necessary to improve the curb and sidewalk on Summit Street from east property line Cedar St. to the east property line of Division St. (both sides), Division Street from the north property line of Lewis St. to the north property line of Oak St. (both sides), and Harmar St. from the north property line of Lewis St. to the south property line of Madison St. (both sides).

The above areas shall be known as East Central Impact Area, Phase II.

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid 100% by the City of Fort Wayne.

Adopted, this 28 *day of* September, 1977

BOARD OF PUBLIC WORKS:
Henry P. Wehrenberg
Ethel W. LaMar
May G. Scott

CALHOUN PRESS

STATE-LOCAL PUBLIC AGENCY AGREEMENT FOR FEDERAL AID PROJECTS

65-7-14 H.I
9/26/77

THIS AGREEMENT, made and entered into by and between the State of Indiana, through the Indiana State Highway Commission hereinafter referred to as the Commission, and the Local Public Agency, hereinafter referred to as the LPA.

WHEREAS, through the cooperation of the LPA, the Commission and the Federal Highway Administration the following designated project is ready for letting by the Commission; Project No. H.H.S. 251-3(1), Spy Run Avenue and Clinton Street intersection in Fort Wayne, Item No. 00014

WHEREAS, the Federal Aid Funds allocated and available to the Commission for use in connection with this project is $ 248,400.00 subject to the approval of the Federal Highway Administration.

WHEREAS, the LPA's share of the cost shall be the total amount of the entire cost of said project less the amount contributed by the federal government, through federal aid, and the LPA has by an appropriation duly made and entered of record appropriated the sum of $ 27,600.00 to apply the cost of said project, which amount is estimated to equal the LPA's share of the entire cost of the project.

IT IS THEREFORE AGREED by and between the Commission and the LPA as follows:

1. The plans and specifications for the proposed project shall be prepared by the LPA, through a competent and qualified engineer under the laws and regulations governing such project.
2. The plans and specifications shall be subject to the approval of the Commission and the Federal Highway Administration. In the

event that said plans and specifications are duly approved by said authorities, the Commission shall, within a reasonable time in accordance with the laws and regulations governing the letting of contracts by said Commission, advertise for bids, and upon receipt and approval of an acceptable proposal the Commission shall award a construction contract therefore under the laws and regulations governing said Commission. The construction contract shall not be let for a price in excess of the funds available for construction and such contract shall be subject to the approval of the LPA, the Commission and the Federal Highway Administration through their respective and proper authorities aforesaid before it shall become effective.

3. At the time of the awarding of the construction contract and before the beginning of the work thereunder, the LPA shall contribute and pay to the Commission, a sum equal to ninety percent (90%) of the LPA portion of the bid price for construction; and upon the completion of the contract, the LPA shall pay to the Commission any additional costs incurred for which the LPA is liable under the terms of this agreement. The LPA portion of the costs is the total payment to the contractor less the amount to be paid by the federal government from Federal Aid funds allocated to this project. It is understood that the construction contracted is to be awarded on the unit prices, on estimated quantities, and if the total payment to the contractor under the construction contract is more or less than the estimated at the time of the signing of the construction contract, the LPA portion of the cost shall increase or decrease accordingly. In no case shall the LPA pay the State less than 10% of the cost of the construction contract work, subject to deductions of amount of reimbursements for federal aid for right-of-way, preliminary engineering, and/or construction engineering costs to which the LPA is entitled when advance approval of such reimbursement has been granted by the respective state and federal highway authorities.

Changes in the construction contract will not be made without approval of the LPA, the Commission and the Federal Highway Administration.

4. That in addition to the cost hereinbefore mentioned, the LPA shall provide competent and adequate engineering and inspection service to insure the performance of the work in accordance with the construction contract, plans and specifications. The LPA, through the engineers and inspectors, shall make reports to the Commission as to the progress and performance of the work at such times as the Commission may require. The engineers and inspectors assigned to the project by the LPA shall supplant and take the place of the project engineers and inspectors usually assigned to construction projects by the Commission. The Commission's supervising engineers will supervise the work the same as on other construction contracts. In the event that the engineering and inspection service to be performed by the LPA shall, in the opinion of the Commission, be incompetent or inadequate the Commission shall have the right to supplement the engineering and inspection force or to replace engineers or inspectors employed in such work at the expense of the LPA.

5. The right-of-way for said Highway shall be of sufficient width to meet the approved designed standards for the project and any additional right-of-way necessary for any widening or relocation proposed for any part of said Highway, and shall be procured by the LPA in compliance with Commission and Federal Highway Administration policies and procedures.

6. The LPA hereby agrees that all utilities which cross or otherwise occupy the right-of-way of said highway shall be regulated on a continuing basis by the LPA with written use and occupancy agreements in accordance with the Commission's utility accommodation policy titled "State of Indiana State Highway Commissions Policies Covering the Use and Occupancy of Public Highway by Utilities.

7. The LPA hereby consents to the construction of this project as provided for in this agreement and the construction contract, and upon and after the completion of the construction work in accordance with the plans and specifications and the approval thereof by the LPA, State and Federal Highway authorities aforesaid, the LPA shall control the highway described in this agreement and shall provide proper maintenance, satisfactory to the Commissions and the Federal Highway Administration, at the LPA's expense.

8. The LPA upon completion of the project shall adopt and enforce the regulations and place, and maintain informational, regulatory, and warning signs or other markings and traffic signals necessary for proper traffic operations of the project, subject to the approval of the Commission and the concurrence of the Federal Highway Administration.

9. The engineering staff of the contracting unit shall maintain all books, documents, paper, accounting records and other evidence pretaining to the cost incurred and shall make such materials available at their respective offices at all reasonable times during the contract period and for three (3) years from the date of final payment, by the Federal Highway Administration. The Federal Highway Administration, The Commission, or other authorized representative of any unit providing money for the project shall be furnished copies thereof if requested.

IN WITNESS WHEREOF The State of Indiana and the LPA, through their undersigned respective officials, have hereunto affixed their signatures.

BOARD OF PUBLIC WORKS FT. WAYNE

Henry P. Wehrenberg

Ethel H. LaMar

Mary G. Scott

AUG 31 1977

ATTEST:

Ursula Miller

Secretary Board of Public Works

CITY OF FORT WAYNE

STATE OF INDIANA

BY: INDIANA STATE HIGHWAY COMMISSION

Roger F Marsh

Executive Director

ROGER F. MARSH

J N Smitherman

Secretary of Commission

JACK N. SMITHERMAN

Approved as to legality and form

Theodore L. Sendak

SEP 21 1977

Attorney General of Indiana

THEODORE L. SENDAK

REC
SEP 1
ATTORNEY G
OF INDIA

ACKNOWLEDGMENT

STATE OF INDIANA)
SS
COUNTY OF Allen)

On this 31 day of August, 1977

there appeared before me, a Notary Public in and for said County HENRY P. WEHRENBERG, Chairman; ETHEL H. LAMAR and MAX G SCOTT, Members; and URSULA MILLER, Secretary and Clerk. , and respectively, of the Board of Public WORKS of FORT WAYNE, INDIANA.

and stated that the above agreement was signed and attested in behalf of said city.

WITNESS my hand and seal this 31st day of AUGUST, 1977.

Anne J. Fox
Notary Public

My Commission Expires March 6, 1977

ACKNOWLEDGMENT

STATE OF INDIANA)
SS
COUNTY OF MARION)

On this 8th day of September, 1977

there appeared before me, a Notary Public in and for said County,

Roger T. Marsh, Executive Director of the Indiana State Highway Commission, and acknowledged the execution of above agreement in behalf of the State of Indiana

WITNESS my hand and seal this 8th day of September, 1977.

DevaAnne Wyrick
Notary Public

My Commission Expires April 18, 1979.

Prepared by Virgil A Bell
Chief, Div. of State Aid
VIRGIL A. BELL

6 of 6

65-70-13 H.I. 9/26/77

STATE-LOCAL PUBLIC AGENCY AGREEMENT
FOR FEDERAL AID PROJECTS

THIS AGREEMENT, made and entered into by and between the State of Indiana, through the Indiana State Highway Commission hereinafter referred to as the Commission, and the Local Public Agency, hereinafter referred to as the LPA.

WHEREAS, through the cooperation of the LPA, the Commission and the Federal Highway Administration the following designated project is ready for letting by the Commission; Project No. M-F 864(1) Tillman Road, from Anthony Blvd. East to Hessen Cassel Road in Fort Wayne, Item# 80415

WHEREAS, the Federal Aid Funds allocated and available to the Commission for use in connection with this project is $1,050,000.00 subject to the approval of the Federal Highway Administration.

WHEREAS, the LPA's share of the cost shall be the total amount of the entire cost of said project less the amount contributed by the federal government, through federal aid, and the LPA has by an appropriation duly made and entered of record appropriated the sum of $450,000.00 to apply the cost of said project, which amount is estimated to equal the LPA's share of the entire cost of the project.

IT IS THEREFORE AGREED by and between the Commission and the LPA as follows:

1. The plans and specifications for the proposed project shall be prepared by the LPA, through a competent and qualified engineer under the laws and regulations governing such project.

2. The plans and specifications shall be subject to the approval of the Commission and the Federal Highway Administration. In the

event that said plans and specifications are duly approved by said authorities, the Commission shall, within a reasonable time in accordance with the laws and regulations governing the letting of contracts by said Commission, advertise for bids, and upon receipt and approval of an acceptable proposal the Commission shall award a construction contract therefore under the laws and regulations governing said Commission. The construction contract shall not be let for a price in excess of the funds available for construction and such contract shall be subject to the approval of the LPA, the Commission and the Federal Highway Administration through their respective and proper authorities aforesaid before it shall become effective.

3. At the time of the awarding of the construction contract and before the beginning of the work thereunder, the LPA shall contribute and pay to the Commission, a sum equal to ninety percent (90%) of the LPA portion of the bid price for construction; and upon the completion of the contract, the LPA shall pay to the Commission any additional costs incurred for which the LPA is liable under the terms of this agreement. The LPA portion of the costs is the total payment to the contractor less the amount to be paid by the federal government from Federal Aid funds allocated to this project. It is understood that the construction contracted is to be awarded on the unit prices, on estimated quantities, and if the total payment to the contractor under the construction contract is more or less than the estimated at the time of the signing of the construction contract, the LPA portion of the cost shall increase or decrease accordingly. In no case shall the LPA pay the State less than 30 % of the cost of the construction contract work, subject to deductions of amount of reimbursements for federal aid for right-of-way, preliminary engineering, and/or construction engineering costs to which the LPA is entitled when advance approval of such reimbursement has been granted by the respective state and federal highway authorities.

FRONT

changes in the construction contract will not be made without approval of the LPA, the Commission and the Federal Highway Administration.

4. That in addition to the cost hereinbefore mentioned, the LPA shall provide competent and adequate engineering and inspection service to insure the performance of the work in accordance with the construction contract, plans and specifications. The LPA, through the engineers and inspectors, shall make reports to the Commission as to the progress and performance of the work at such times as the Commission may require. The engineers and inspectors assigned to the project by the LPA shall supplant and take the place of the project engineers and inspectors usually assigned to construction projects by the Commission. The Commission's supervising engineers will supervise the work the same as on other construction contracts. In the event that the engineering and inspection service to be performed by the LPA shall, in the opinion of the Commission, be incompetent or inadequate the Commission shall have the right to supplement the engineering and inspection force or to replace engineers or inspectors employed in such work at the expense of the LPA.

5. The right-of-way for said Highway shall be of sufficient width to meet the approved designed standards for the project and any additional right-of-way necessary for any widening or relocation proposed for any part of said Highway, and shall be procured by the LPA in compliance with Commission and Federal Highway Administration policies and procedures.

6. The LPA hereby agrees that all utilities which cross or otherwise occupy the right-of-way of said highway shall be regulated on a continuing basis by the LPA with written use and occupancy agreements in accordance with the Commission's utility accommodation policy titled "State of Indiana State Highway Commissions Policies Covering the Use and Occupancy of Public Highway by Utilities.

7. The LPA hereby consents to the construction of this project as provided for in this agreement and the construction contract, and upon and after the completion of the construction work in accordance with the plans and specifications and the approval thereof by the LPA, State and Federal Highway authorities aforesaid, the LPA shall control the highway described in this agreement and shall provide proper maintenance, satisfactory to the Commissions and the Federal Highway Administration, at the LPA's expense.

8. The LPA upon completion of the project shall adopt and enforce the regulations and place, and maintain informational, regulatory, and warning signs or other markings and traffic signals necessary for proper traffic operations of the project, subject to the approval of the Commission and the concurrence of the Federal Highway Administration.

9. The engineering staff of the contracting unit shall maintain all books, documents, paper, accounting records and other evidence pretaining to the cost incurred and shall make such materials available at their respective offices at all reasonable times during the contract period and for three (3) years from the date of final payment, by the Federal Highway Administration. The Federal Highway Administration, The Commission, or other authorized representative of any unit providing money for the project shall be furnished copies thereof if requested.

IN WITNESS WHEREOF The State of Indiana and the LPA, through their undersigned respective officials, have hereunto affixed their signatures.

BOARD OF PUBLIC WORKS FT. WAYNE

Henry P. Wehrenberg

Ethel W. La Mar

Mary J. Scott

AUG 31 1977

ATTEST:

Ursula Miller

Secretary Board of Public Works

CITY OF FORT WAYNE

STATE OF INDIANA

BY: INDIANA STATE HIGHWAY COMMISSION

Roger F. Marsh

Executive Director

ROGER F. MARSH

J N Smitherman

Secretary of Commission

JACK N. SMITHERMAN

Approved as to legality and form

Theodore L. Sendak

SEP 21

Attorney General of Indiana

THEODORE L. SENDAK

ACKNOWLEDGMENT

STATE OF INDIANA)
SS
COUNTY OF Allen)

On this 31 day of August, 1977
there appeared before me, a Notary Public in and for said County HENRY P. WEHRENBERG, Chairman; ETHEL H. LAMAR and MAX G SCOTT, Members; and URSULA MILLER, Secretary and Clerk., and respectively,
of the Board of Public WORKS of FORT WAYNE, INDIANA.
and stated that the above agreement was signed and attested in behalf of said city.

WITNESS my hand and seal this 31st day
of AUGUST, 1977

Anne J. Fox
Notary Public

My Commission Expires March 6, 1980

ACKNOWLEDGMENT

STATE OF INDIANA)
SS
COUNTY OF MARION)

On this 8th day of September, 1977
there appeared before me, a Notary Public in and for said County,
Roger F. Marsh, Executive Director of the Indiana State Highway Commission, and acknowledged the execution of above agreement in behalf of the State of Indiana

WITNESS my hand and seal this 8th day
of September, 1977.

Debra Anne Myrick
Notary Public

My Commission Expires April 18, 1979.

Prepared by Virgil A. Bell
Chief, Div. of State Aid
VIRGIL A. BELL,

65-74-12 H. 9/28

IMPROVEMENT RESOLUTION No. 65-74-12

Resolved by the City of Fort Wayne by and through its Board of Public Works that it is deemed necessary to improve the Fort Wayne Humane shelter, 2225 Dwenger Avenue, all in accordance with the specifications on file in the Board of Public Works.

The cost of said improvement will be paid by funds from the Local Public Works Capital Development and Investment Program and Revenue Sharing Funds, all according to the Public Works Employment Act and to State and local laws.

Approved this 28th day of September, 1977.

Henry P. Wehrenberg
Ethel V. LaMar
May A. Scott
BOARD OF PUBLIC WORKS

ATTEST:
Ursula Miller
Secretary and Clerk

/ 65-70-6 H.I
9/26/77

Form 1929

Improvement Resolution

~~FOR STREET OR ALLEY~~

No. 5780 -1977

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to ~~improve~~ repair the roof at the Fort Wayne Police Academy, 1717 South Lafayette Street.

all in accordance with the ~~profile, detail drawing and~~ specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid from the Cumulative Capital Fund, City of Fort Wayne.

Adopted, this 26 *day of* September, 1977

BOARD OF PUBLIC WORKS:
Henry P. Wehrenberg
Ethel W. LaMar
Mary G. Scott

CALHOUN PRESS

[illegible]
153-77

[illegible] [illegible]
11/6/77

by WPE [illegible]

[illegible]

65-67-25

9/2.

1977 NOV -4 AM 9 33
ALLEN COUNTY RECORDER
Irene E. Swihart

77-032164

SEWER EASEMENT RESOLUTION NO. 153-77

(PERMANENT AND TEMPORARY)

For the condemnation of a permanent and temporary sewer easement for the purposes to construct, operate, control and maintain a sewer line along and across a portion of the southeast quarter of the southwest quarter, Section 9 Township 30 North, Range 12 East, the south half of the southeast quarter, Section 9, Township 30 north, Range 12 East, the east half of the northwest quarter, Section 16, Township 30 North, Range 12 East, the west half of the northeast quarter, Section 16, Township 30 North, Range 12 East, bounded on the north by the south right-of-way line of Ontario Street and its westerly extension, bounded on the west by a line 200± LF west of and parallel to the west right-of-way line of Freeman Street, bounded on the south by a line 200± LF south of and parallel to the centerline of Nuttman Avenue, bounded on the east by west right-of-way line of Norfolk and Western Railroad.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to condemn right-of-way for permanent and temporary sewer easement purposes to construct, operate, control and maintain a sewer line along and across a portion of the southeast quarter of the southwest quarter, Section 9, Township 30 North, Range 12 East, the south half of the southeast quarter Section 9, Township 30 North, Range 12 East, the east half of the northwest quarter, Section 16, Township 30 North, Range 12 East, the west half of the northeast quarter Section 16, Township 30 North, Range 12 East, bounded on the north by the south right-of-way line of Ontario Street and its westerly extension, bounded on the west by a line 200± LF west of and parallel to the west right-of-way line of Freeman Street, bounded on the south by a line 200± LF south and parallel to the centerline of Nuttman Avenue, bounded on the east by west right-of-way line of Norfolk and Western Railroad, more particularly described as follows:

A. The following described Permanent and Temporary Easements affecting Lot #75 and a portion of Lot #73 within Interurban Acre Addition, as recorded in Plat Book 3, Page 75.

PERMANENT EASEMENT

1. An easement 7 feet in uniform width being the east 7 feet of Lot #75.
2. The following described permanent easement as measured from the southwest corner of Lot #73.
   - a) The west 7 feet of the south 80 feet.
   - b) The west 15 feet of the south 15 feet.

TEMPORARY EASEMENT

An easement 10 feet in uniform width being immediately east of and adjacent to aforedescribed Permanent Easement in Paragraph 2.

B. The following described Permanent and Temporary Easements affecting a portion of land within Hartman's Out Lots now or formerly owned by George E. and Geneva B. Richard, as recorded in Deed Record 390, Page 169.

PERMANENT EASEMENT

Commencing at the southeast corner of the said lot, thence north 300± LF to the point of beginning, thence by deflection angle left from the said east property line 96 degrees and 00 minutes and project a distance of 200.00 feet of a point; thence due north parallel to the east property line aforedescribed land to the north property line; thence easterly along said north property line to the east property line of said land; thence south along the said east property line of said land to the point of beginning.

TEMPORARY EASEMENT

1. An easement 20 feet in uniform width being immediately south of and adjacent to aforementioned permanent easement.
2. The east 20 feet of said land.

DULY ENTERED FOR TAXATION
NOV 4 1977
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

INSTRUMENT K 11,221

9061-(JEH)

1 of 6 pages

C. The following described Temporary Easement affecting a portion of Lot #1 within Creed T. Banks Addition, and vacated street, now or formerly owned by Robert A. and Elizabeth M. Fletcher, as recorded by Instrument 74-6269.

TEMPORARY EASEMENT

A Temporary Easement being the west 20 feet of the south 20 feet of Lot Number 1, and the south 10 feet of the west 95 feet of said Lot #1.

D. The following described Permanent and Temporary Easements affecting Lots 26 thru 38 inclusive; 14,15,20,21,58 thru 67 inclusive; and 18 thru 25 inclusive, within Strathmore Place Addition, as recorded in Plat Book 12, Page 82.

PERMANENT EASEMENT

1. An easement 6 feet in uniform width being the west 6 feet of Lot 26 thru 38 inclusive.

2. An easement 7 feet in uniform width being the north 7 feet of lots 14 and 21.

3. An easement 7 feet in uniform width being the south 7 feet of lots 15 and 20.

TEMPORARY EASEMENT

1. An easement 10 feet in uniform width being the east 10 feet of the west 16 feet of lot 26 thru 38 inclusive.

2. An easement 10 feet in uniform width being the west 10 feet of Lot 58 thru 67 inclusive.

3. An easement 20 feet in uniform width being the south 20 feet of the North 27 feet of lots 14 and 21.

4. An easement 10 feet in uniform width being the west 10 feet of lots 18 thru 25 inclusive.

E. The following described Permanent and Temporary Easements on spaces now or formerly owned by Robert and A. Frash, as recorded in Deed Book 728, Page 536-537, lying within northeast ¼, Section 16, Township 30 North, Range 12 East, more particularly described as follows:

PERMANENT EASEMENT

1. The west 35 feet of the north 275 feet.
2. The north 35 feet of the west 150 feet.
3. The west 35 feet of the south 147.4 feet of the north 569.8 feet.

TEMPORARY EASEMENT

1. An easement 20 feet in uniform width being immediately east of and adjacent to aforedescribed Permanent Easement in Paragraph 1 and 3.

2. An easement 20 feet in uniform width being immediately south of and adjacent to aforedescribed Permanent Easement in Paragraph 2.

F. The following described Permanent and Temporary Easements on space now or formerly owned by Siebold Price Tree & Landscaping Co. Inc., as recorded by Instrument #70-1984, more particularly described as follows:

PERMANENT EASEMENT

The west 35 feet of the south 147.4 feet of the north 422.2 feet of the northeast ¼, Section 16, Township 30 North, Range 12 East.

TEMPORARY EASEMENT

An easement 20 feet in uniform width being immediately east of and adjacent to the aforedescribed permanent easement.

G. The following described Permanent and Temporary Easements on space now or formerly owned by Wm. Hecht, etal., as recorded by Instrument 75-11049, more particularly described as follows:

PERMANENT EASEMENT

The west 35 feet of the south 147.4 feet of the north 717.3 feet of the northeast ¼, Section 16, Township 30 North, Range 12 East.

TEMPORARY EASEMENT

An easement 20 feet in uniform width being immediately east of and adjacent to the aforedescribed permanent easement.

H. The following described Permanent and Temporary Easements on space now or formerly owned by Robert E. Crosby, Inc., as recorded in Deed Book 723, Page 285, lying within northeast ¼, Section 16, Township 30 North, Range 12 East, more particularly described as follows:

PERMANENT EASEMENT

1. The west 35 feet of the north 70 feet of the south 140 feet of the north 857.30 feet.

2. The west 35 feet of the south 70 feet of the north 857.3 feet.

TEMPORARY EASEMENT

An easement 20 feet in uniform width being immediately east of and adjacent to the aforedescribed permanent easement in Paragraph 1 and 2.

I. The following described Permanent and Temporary Easements on space now or formerly owned by George M. Berry, as recorded in Deed Record Book 497, Page 340, more particularly described as follows:

PERMANENT EASEMENT

The west 35 feet of the south 134 feet of the north 991.3 feet of the northeast ¼, Section 16, Township 30 North, Range 12 East.

TEMPORARY EASEMENT

An easement 20 feet in uniform width being immediately east of and adjacent to the aforedescribed permanent easement.

J. The following described Permanent and Temporary Easement on space now or formerly owned by White Eagle Lodge, as recorded by Instrument #73-6167, more particularly described as follows:

PERMANENT EASEMENT

The west 35 feet of the south 224 feet of the north 1215.3 feet of the northeast ¼, Section 16, Township 30 North, Range 12 East.

TEMPORARY EASEMENT

An easement 20 feet in uniform width being immediately east of and adjacent to the aforedescribed permanent easement.

K. The following described Permanent and Temporary Easements on space now or formerly owned by Norman C. and Bettie J. Hilgeman, as recorded by Instrument #76-25586.

PERMANENT EASEMENT

The north 35 feet of the East 165.17 feet of the west 315.17 feet of the northeast ¼, Section 16, Township 30 North, Range 12 East.

TEMPORARY EASEMENT

An easement 20 feet in uniform width being immediately south of and adjacent to the aforedescribed permanent easement.

L. The following described Permanent and Temporary Easement on space now or formerly owned by Max E. Melching and George O. Bitler, as tenants in common and not as joint tenants, as recorded by Instrument #73-30802, more particularly described as follows:

PERMANENT EASEMENT

The north 35 feet of the east 315.17 feet of the west 630.34 feet of the northeast ¼, Section 16, Township 30 NOrth, Range 12 East.

TEMPORARY EASEMENT

An easement 20 feet in uniform width being immediately south of and adjacent to the aforedescribed permanent easement.

M. The following described Permanent and Temporary Easements on space now or formerly owned by George Boesch, as recorded in Deed Record Book 293, Page 222, more particularly described as follows:

PERMANENT EASEMENT

The north 35 feet of the east 315.17 feet of the west 945.5 feet of the northeast ¼, Section 16, Township 30 North, Range 12 East.

TEMPORARY EASEMENT

An easement 20 feet in uniform width being immediately south of and adjacent to the aforedescribed permanent easement.

N. The following described Permanent and Temporary Easement on space now or formerly owned by Economy Forms Corporation, as recorded in Deed Record Book 381, Page 515, more particularly described as follows:

PERMANENT EASEMENT

The north 35 feet of the east 315.17 feet of the west 1260.68 feet of the northeast ¼, Section 16, Township 30 North, Range 12 East.

TEMPORARY EASEMENT

An easement 20 feet in uniform width being immediately south of and adjacent to the aforedescribed permanent easement.

O. The following described Permanent and Temporary Easements on space now or formerly owned by Richard J. Larimore, as recorded by Instrument #76-1463, more particularly described as follows:

PERMANENT EASEMENT

Beginning at the intersection of the south line of Covington Road formerly known as Miller Street with the west line of Lake Erie and Fort Wayne Railroad in the northeast ¼, of Northeast ½ Section 16, Township 30 North, Range 12 East; thence west on the south line of said Covington Road formerly known as Miller Street 240 feet to a stake; thence south 15 feet to a point; thence east 15 feet south of and parallel to aforedescribed south line of said Covington Road formerly known as Miller Street to a point on the west line of said Lake Erie and Fort Wayne Railroad; thence northeasterly along and parallel to the west line of said Lake Erie and Fort Wayne Railroad to a point of beginning.

TEMPORARY EASEMENT

An easement 20 feet in uniform width being immediately south of and adjacent to the aforedescribed permanent easement.

P. The following described Temporary Easement affecting Lot 8,9, and 10 of Strathmore Gardens Addition as recorded in Plat Book 8 , Page 85.

TEMPORARY EASEMENT

1. An easement 10 feet in uniform width being the south 10 feet of Lot #10.

2. An easement 10 feet in uniform width being the west 10 feet of lots 8 and 9.

Q. The following described Temporary Easements affecting lots 8,9,10,12,13,16 and 17 of LaFountain Gardens Addition as recorded by Plat Book 15, Page 79.

TEMPORARY EASEMENT

1. An easement 10 feet in uniform width being the west 10 feet of Lots 8 and 9.
2. An easement 10 feet in uniform width being the south 10 feet of Lots 9 and 10.
3. An easement 10 feet in uniform width being the West 10 feet of Lots 12,13, 16 and 17.

R. The following described Temporary Easement affecting a portion of Lot #4 of Creed T. Banks Addition.

TEMPORARY EASEMENT

1. An easement 20 feet in uniform width being the West 20 feet of a space now or formerly owned by R. O. M. Spring Realty Company as recorded by Deed Book 499, Page 64.
2. An easement 20 feet in uniform width being the Westerly 20 feet of a space now or formerly owned by Frank J. and Marian E. Celarick as recorded by Deed Book 628, Pages 53 and 54.

S. The following described Permanent and Temporary Easements affecting Lots 16 and 17 of Rousseau's Second Garden Addition.

PERMANENT EASEMENT

An easement 10 feet in uniform width being the east 10 feet.

TEMPORARY EASEMENT

An easement 15 feet in uniform width being the west 15 feet of the east 25 feet.

T. The following described Permanent and Temporary Easements on a space now or formerly owned by Nelson Hyde, as recorded by Instrument #70-7481, lying within the northwest ¼, Section 16, Township 30 North, Range 12 East, more particularly described as follows:

PERMANENT EASEMENT

An easement 30 feet in uniform width being the east 30 feet.

TEMPORARY EASEMENT

An easement 15 feet in uniform width being the west 15 feet of the east 45 feet.

U. The following described Permanent and Temporary Easements on a space nor or formerly owned by Lola C. Klerner, as recorded by Deed Book 387, Page 282, lying within the northwest ½ Section 16, Township 30 North, Range 12 East, more particularly described as follows:

PERMANENT EASEMENT

An easement 30 feet in uniform width being the east 30 feet.

TEMPORARY EASEMENT

An easement 15 feet in uniform width being the west 15 feet of the east 45 feet.

All as set forth on the attached drawings.

All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations" as approved March 6, 1905, and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

All land affected lies within part of the south half of Section 9 and north ½, Section 16, Township 30 North, Range 12 East.

The temporary sewer easements shall expire one year from the date of adoption.

ADOPTED THIS 21 DAY OF September, 1975.

BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar, Member

Max G. Scott
Max G. Scott, Member

ATTEST:

Ursula Miller
Clerk, Ursula Miller

Reference Resolution No. 294-1977

Prepared by Philip R. Boller

November 3, 1977

PHIL BOLLER - WPC Engr. Dept.

Sewer Easements 153-77 and 154-77 (65-67-25 and 65-66-23)

Attached are originals for the above for your recording and return to this office for filing.

H. P. WEHRENBERG
E. H. LAMAR
M. G SCOTT
BOARD OF PUBLIC WORKS

AJF

ATTACHMENTS

ALLEN COUNTY RECORDER

65-67-24 H. I.
9/21/77

RESOLUTION NO. 294-1977

FREEMAN ST. - COVINGTON RD. - SANITARY SEWER 77-028660

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that the construction of a sanitary interceptor sewer, which from its size and character is intended for use by property holders whose property abuts along the line of said sewer, be and the same is hereby ordered.

LATERAL #1 - Beginning at an existing manhole located at the S.E. corner of lot #74 of Interurban Acre Addition; thence southerly 165± LF to a proposed manhole located 60± LF south of and 60± LF east of the S.W. corner of lot #73 of said Interurban Acre Addition; thence easterly 150± LF to a proposed manhole located 21± LF west of and 70± LF south of the centerline intersection of Freeman St. and Geneva St; thence south 230± LF along and parallel to the west R/W line of Freeman St. to a proposed manhole located 21± LF west of and 55± LF north of the centerline intersection of Freeman St. and Banks Ave; thence southeasterly 60± LF to a proposed manhole located 20± LF north of and 24± LF east of the centerline intersection of said Freeman St. and Banks Ave; thence south 1850± LF along and parallel to the east R/W line of said Freeman St. to a proposed manhole located 1130± LF south of and 21± LF east of the centerline intersection of Freeman St. and Covington Road; thence southwesterly 90± LF to a proposed manhole located 20± LF west of and 1150± LF south of the centerline intersection of Freeman St. and Covington Rd; thence south 1600± LF along and generally parallel to the west R/W line of said Freeman St, terminating at a proposed manhole located 25± LF west of and 50± LF south of the centerline intersection of Freeman St. and Nuttman Avenue.

LATERAL #1-A - Beginning at a proposed manhole located 20± LF north of and 24± LF east of the centerline intersection of Freeman St. and Banks Ave; thence east 958± LF along and parallel to the north R/W line of said Banks Ave. to a proposed manhole located 20± LF north of and 24± LF east of the centerline intersection of Banks Ave. and Lafontain Street; thence south 458± LF along and parallel to the east R/W line of said Lafontain Street, terminating at a proposed manhole located 438± LF south of and 24± LF east of the centerline intersection of said Banks Ave. and Lafontain Street.

LATERAL #1-B - Beginning at a proposed manhole located 24± LF east of and 30± LF south of the centerline intersection of Covington Road and Freeman St; thence east 1296± LF along and parallel to the south R/W line of said Covington Road, terminating at a proposed manhole located 1320± LF east of and 30± LF south of the centerline intersection of said Covington Road and Freeman Street.

LATERAL #2 - Beginning at a proposed manhole located 18± LF east of and 15± LF north of the centerline intersection of Banks Ave. and Strathmore St; thence south 519± LF along and parallel to the east R/W line of said Strathmore St, terminating at a proposed manhole located 504± LF south of and 18± LF east of the centerline intersection of said Banks Ave. and Strathmore St.

LATERAL #3 - Beginning at a proposed manhole located 18± LF east of and 15± LF north of the centerline intersection of Banks Ave. and Strathmore St; thence north 268± LF along and parallel to the east R/W line of said Strathmore St, terminating at a proposed manhole located 283± LF north of and 18± LF east of the centerline intersection of said Banks Ave. and Strathmore St.

LATERAL #4 - Beginning at a proposed manhole located 23± LF east of and 20± LF north of the centerline intersection of Banks Ave. and Morris St; thence south 503± LF along and parallel to the east R/W line of said Morris St, terminating at a proposed manhole located 483± LF south of and 23± LF east of the centerline intersection of said Banks Ave. and Morris St.

LATERAL #5 - Beginning at a proposed manhole located 23± LF east of and 20± LF north of the centerline intersection of Banks Ave. and Morris St; thence north 517± LF along and parallel to the east R/W line of said Morris St; terminating at a proposed clean-out located 537± LF north of and 23± LF east of the centerline intersection of said Banks Ave. and Morris St.

DULY ENTERED FOR TAXATION
OCT 6 1977
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

Jeff 7061

INSTRUMENT K 9915

LATERAL #6- Beginning at a proposed manhole located 20±LF North of and 24±LF East of the centerline intersection of Banks Ave. and Lafontain Street;thence North 524±LF along and parallel to the East R/W line of said Lafontain Street,terminating at a proposed cleanout located 544±LF North of and 24±LF East of the centerline intersection of said Banks Ave. and Lafontain Street.

LATERAL #7- Beginning at a proposed manhole located 2±LF South of and 5±LF East of the SW corner of lot #73 of Interurban Acre Addition; thence Easterly 244±LF to a proposed manhole located 7±LF South of and 5±LF West of the SW corner of lot #24 of Creed T. Banks Addition; thence North 265±LF along and parallel to the East R/W line of Freeman Street, terminating at a proposed cleanout located 6±LF North of and 3±LF West of the Southwest corner of Lot #18 of said Creed T.Banks Addition.

LATERAL #8 - Beginning at a proposed manhole located on the Southwest corner of lot #20 of Creed T. Banks Addition; thence East 285±LF along and parallel to the South property line of lots #20 and #15 of said Creed T. Banks Addition to a proposed manhole located 8±LF East of the SE corner of lot #15 of said Creed T. Banks Addition; thence North 90±LF along and parallel to the West R/W line of Strathmore Street, terminating at a proposed cleanout located 6± North of and 8±LF East of lot #17 of said Creed T. Banks Addition.

LATERAL #8A - Beginning at a proposed manhole located 8±LF east of the Southeast corner of lot #15 of Creed T. Banks Addition; thence South 133±LF along and parallel to the East property line of lots #12 through 14 of said Creed T. Banks Addition,terminating at a proposed cleanout located 4±LF South of and 8±LF East of lot #12 of said Creed T. Banks Addition.

Said sewer shall be 8", 10" and 12" in diameter, with all appurtenances to be constructed in accordance with the plans, profiles, special details and specifications now on file in the office of the Board of Public Works of said City, and shall be used for sanitary purposes only.

All work done in the making of the aforementioned public improvement shall be in accordance with the terms and conditions of the resolution aforementioned and the plans, profiles, special details and specifications now on file in the office of the Board of Public Works of said City.

It is hereby found by said Board of Public Works that part of the cost of said improvement shall be paid by the City of Fort Wayne,Indiana out of monies from the Sewer Utility Fund. It is further found by said Board of Public Works that all abutting property owners shall be assessed to reimburse the Sewer Utility Fund for all those monies involved for said improvements.

Pursuant to I. C. 19-2-7-16 (Burns 48-3963), any and all property owners owning property outside the corporate limits of the City of Fort Wayne utilizing the sanitary sewer constructed by authority of this resolution does release his or their right to remonstrate against pending or future annexation by the City of Fort Wayne.

ADOPTED THIS 21 day of September ,1977.

BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar, Member

Max G Scott
Max G Scott, Member

ATTEST:

Ursula Miller
Ursula Miller, Clerk

Prepared by Philip R. Boller

65-66-23

Easement
being recorded
11/2/77
by W.K.
ay

65-66-23 H.I.

9/21/77

1977 NOV 4 AM 9 33

ALLEN COUNTY RECORDER

June E. Swihart

77-032165

SEWER EASEMENT RESOLUTION NO. 154-1977

GLENWOOD PARK LIFT STATION ELIMINATION

For the condemnation of a Permanent and Temporary Easement for the purposes to construct a sewer line along and across a portion of the northwest quarter Section 29, Township 31 North, Range 13 East of the 2nd P.M., bounded on the west by Captiva Drive;bounded on the south by Trier Road, bounded on the north by a line 100 feet north of and parallel to the centerline of Dewberry Drive; bounded on the east by a line 280 feet west of and parallel to the centerline of Wyandotte Drive.

Resolved by the Board of Public Works of the City of Fort Wayne that it is desired and deemed necessary to condemn rights-of-way for Permanent and Temporary Sewer Easement purposes to construct a sewer line along and across a portion of the northwest quarter Section 29, Township 31 North, Range 13 East of the 2nd P.M., bounded on the west by Captiva Drive; bounded on the south by Trier Road; bounded on the north by a line 100 feet north of and parallel to the centerline of Dewberry Drive; bounded on the east by a line 280 feet west of and parallel to the centerline of Wyandotte Drive.

PERMANENT EASEMENT:

1. The following described Permanent Easement on Block B of Sanibel Acres, Section B, as recorded in Plat Book 27, Page 89, more particularly described as follows:

   A. The west 10 feet of Block B.

2. The following described Permanent Easement within Lot 34 of Sanibel Acres, Section B, Plat Book 27, Page 89, more particularly described as follows:

   A. The north 14 feet of lot 34.

3. The following described Permanent Easement within Lots 54 and 55 of Gerke's Trier Road Addition, Section 3, as recorded in Plat Book 27, Pages 43 and 44, more particularly described as follows:

   A. The south 7 feet of Lot 55.

   B. The north 7 feet of Lot 54.

   C. A 10 foot in uniform width easement along the east side of Lot 54.

4. The following described Permanent Easement within Lots 49 and 50 of Gerke's Trier Road Addition, Section 3 as recorded in Plat Book 27, Pages 43 and 44.

   A. A 15 foot in uniform width easement along the north property line of said Lots 49 and 50.

5. The following described Permanent Easement within Lots 7 through 13 inclusive of Gerke's Trier Road Addition, Section 1, as recorded in Plat Book 18, Page 157.

   A. A 15 foot in uniform width easement along the north side of said Lots 7 through 13 inclusive.

   B. A 10 foot in uniform width easement along the east side of Lot 8 of said addition.

6. The following described Permanent Easement on Lots 85 and 86 of Gerke's Trier Road Addition, Section 3, as recorded in Plat Book 27, Pages 43 and 44, more particularly described as follows:

   A. Beginning at the northwest corner of Lot 86;thence northeasterly along the north property line of said lot 86,30 feet; thence southeasterly at right angles to the north property line of Lot 86, 20 feet; thence southwesterly 20 feet south of and parallel to said north property line of said lot to its west property line.

DULY ENTERED FOR TAXATION

NOV 4 1977

Jean D. Uebelhoer

AUDITOR OF ALLEN COUNTY

JEFF (7061)

INSTRUMENT # 11,222

550

6. Continued

   B. Beginning at the southeast corner of Lot 85, thence northeasterly along the south property line 30 feet; thence northwesterly 10 feet; thence southwesterly 10 feet north of and parallel to said southeast property line to its southwesterly property line.

TEMPORARY EASEMENT:

1. The following described temporary easement affecting Lot 34 in Block B of Sanibel Acres, Section B, as recorded in Plat Book 27, Page 89, more particularly described as follows:

   A. The east 10 feet of the west 20 feet of the south 60 feet of Block B.

   B. The south 10 feet of the north 24 feet ot Lot 34.

2. The following described temporary easement within Lots 54 and 55 of Gerke's Trier Road Addition, Section 3, as recorded in Plat Book 27, Pages 43 and 44, more particularly described as follows:

   A. The north 7 feet of the south 14 feet of Lot 55.

   B. 1) The south 15 feet of the north 22 feet of Lot 54;

      2) The west 10 feet of the east 20 feet of said Lot 54.

3. The following described temporary easement within Lots 49 and 50 of Gerke's Trier Road Addition, Section 3, as recorded in Plat Book 27, Pages 43 and 44, more particularly described as follows:

   A. The south 15 feet of the north 30 feet of said Lots 49 and 50.

4. The following described temporary easement within Lots 7 through 13 inclusive of Gerke's Trier Road Addition, Section 1, as recorded in Plat Book 18,Page 157, more particularly described as follows:

   A. The south 15 feet of the north 30 feet of Lots 7 through 13, inclusive.

   B. The west 20 feet of the east 30 feet of Lot 8 of said addition.

5. The following described temporary easement on Lots 85 and 86 of Gerke's Trier Road Addition, Section 3, as recorded in Plat Book 27, Pages 43 and 44, more particularly described as follows:

   A. A 10 feet in uniform width temporary easement lying adjacent to and immediately east of and south of the west property line of Lot 86 and the south property line of Lot 85.

All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporation as approved March 6, 1905, and the provisions of all acts amendatory thereto and supplemental thereof."

All land affected lies within northwest quarter, Section 29, Township 31 North, Range 13 East.

ADOPTED THIS 21 DAY OF September 1977.

BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar, Member

Max G. Scott
Max G. Scott, Member

ATTEST:
Ursula Miller
Clerk URSULA MILLER

Reference Sewer Improvement Resolution No. 295-1977.

Prepared by Philip R. Boller

65-65-22 H.I

77-028601 9/21/77

RESOLUTION NO. 295-1977

GLENWOOD PARK LIFT STATION ELIMINATION

RESOLVED by the Board of Public Works of the City of Fort Wayne, Indiana, that the construction of a sanitary sewer interceptor to eliminate the Glenwood Park Lift Station, which from its size and character is intended for use by property holders whose property abuts along the line of said sewer, be and the same is hereby ordered.

Beginning at an existing sanitary sewer manhole located 5± LF west of and 5± LF south of the northwest corner of lot 34 of Sanibel Acres, Section B, as recorded in Plat Book 27, Page 89; thence due east 355± LF to a proposed manhole located 5± LF east of and 1± LF north of the northeast corner of lot 54 of Gerke's Trier Road Addition, Section 3, as recorded in Plat Book 27, Page 43 and 44; thence southerly 125± LF along the east property line of said lot 54 to a proposed manhole located 5± LF east of and 1± LF south of the southeast corner of said lot 54; thence due east 900± LF to a proposed manhole located 5± LF south of and 1± LF east of the northwest corner of lot 7 of Gerke's Trier Road Addition, Section 3, as recorded in Plat Book 18, Page 157; thence due south 300± LF to the existing sanitary sewer wet well of the Glenwood Park Lift Station.

Said sewer shall be 15" in diameter.

LATERAL #1:

Beginning at an existing sanitary sewer manhole located 20± LF west of and 20± LF south of the southwest corner of lot 31 of Sanibel Acres, Section B, as recorded in Plat Book 28, Page 89; thence due north 60± LF terminating at a proposed bulkhead.

-6 AM 11:28
ALLEN COUNTY RECORDER

Said sewer shall be 8" in diameter.

LATERAL #2:

Beginning at an existing sanitary sewer manhole located 5± LF west of and 5± LF south of the northwest corner of Lot 34 of Sanibel Acres, Section B, as recorded in Plat Book 27, Page 89; thence due north 60± LF terminating at a proposed bulkhead.

Said sewer shall be 8" in diameter.

LATERAL #3:

Beginning at a proposed sanitary sewer manhole located 10± LF south of and 5± LF west of the northeast corner of Lot 8 of Gerke's Trier Road Addition, Section 1, as recorded in Plat Book 18, Page 157; thence northeasterly to a proposed cleanout located 20± LF east of and 1± LF north of the southeast corner of Lot 85 of Gerke's Trier Road Addition, Section 3, Plat Book 27, Pages 43 and 44.

Said sewer shall be 8" in diameter.

All appurtenances to be constructed in accordance with the plans, profiles, special details and specifications now on file in the office of the Board of Public Works of said City, and shall be used for sanitary purposes only.

All work done in the making of the aforementioned public improvement shall be in accordance with the terms and conditions of the resolution aforementioned; and the plans, profiles, special details and specifications are now on file in the office of the Board of Public Works of said City.

It is hereby found by said Board of Public Works that the cost of said improvement shall be paid by the City of Fort Wayne, Indiana out of monies from the Sewer Utility Fund. It is further found by said Board of Public Works that the abutting property owners shall pay a tap-in fee at the time of connection to said sanitary sewer. It is further found by said Board of Public Works that in the event any present or future owner of any property who shall desire to use said sanitary lines discharging into said sanitary sewer, shall be benefitted and shall pay a reimbursement fee to the City of Fort Wayne, Indiana as recorded by Resolution 61-140-11, adopted by the Board of Public Works.

DULY ENTERED FOR TAXATION
OCT 6 1977
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

Call Jeff 7061

INSTRUMENT K 9914 3.50

WHEREAS, I.C. 19-2-7-16 (Burns 48-3963) requires as a condition of tapping into or connecting to a municipally operated sanitary sewer that property owners and their successors must release their right to remonstrate against pending or future annexation by said municipality,

WHEREAS, the Board of Public Works of the City of Fort Wayne wishes to duly inform property owners affected by Sewer Improvement Resolution No. 295-1977 that they will waive said right to remonstrate against pending or future annexation by the City of Fort Wayne when connection is made to the sanitary sewer constructed under subject Resolution No. 295-1977.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED THAT the following is hereby incorporated within Sewer Resolution No. 295-1977:

> "Any and all property owners and their successors tapping into the sanitary sewer constructed by authority of Sewer Improvement Resolution No. 295-1977 releases his right to remonstrate against pending or future annexation by the City of Fort Wayne".

ADOPTED this 21 day of September, 1977.

BOARD OF PUBLIC WORKS

Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar, Member

Max G. Scott
Max G. Scott, Member

ATTEST:

Ursula Miller
Clerk

Bo. 183-11

65-63-11 H.I
9/21/

Street Lighting Resolution No. 124-77

West Central Neighborhood Impact Area

"Phase II"

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is deemed necessary to light the West Central Neighborhood Impact Area "Phase II", more specifically identified as Jackson Street from Lavina Street to Leykauf Street, Union Street from Lavina Street to Leykauf Street, Rockhill Street from Lavina Street to its southern terminus, College Street from Jefferson Boulevard to the Conrail Elevation, Nelson Street from Jefferson Boulevard to Jones Street, Garden Street from Jefferson Boulevard to Jones Street, Swinney Park Place North S~~treet~~t from Jefferson Boulevard to Garden Street, Wilt Street from Nelson Street to College Street and Jones Street from Garden Street to Rockhill Street, all in accordance with the detailed drawing and specification on file in the office of the Department of Public Works of said City; and such lighting is now ordered.

The total cost of said lighting shall be paid with monies from the Community Development Block Grant as provided for in Title I of the 1974 Housing and Community Development Act.

Adopted this 21 day of September, 1977.

BOARD OF PUBLIC WORKS

Henry P. Wehrenberg

Imay G. Foott

Attest: Ursula Miller

Clerk

65-63-10 H.I. 9/21/77

Improvement Resolution

FOR STREET ~~OR ALLEY~~

No. 5767 - 1977

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve Clinton Street from a point 121 feet south of the centerline of Superior Street north to the centerline of Calhoun Street.

The improvement will consist of widening the existing street to 55 feet from Superior Street to Duck Street and to 48 feet from Duck Street to Calhoun Street, the construction of curbs, sidewalks, inlets, drive approaches, street lighting and installing new traffic signals at Superior Street.

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid jointly from the City of Fort Wayne's Arterial Road and Street Account Fund and Indiana State Highway Commission Fund.

Adopted, this 21 *day of* September, 1977

BOARD OF PUBLIC WORKS:
Henry P. Wehrenberg
Mary G. Scott

6 CALHOUN PRESS

65-56-12 H.I. 9/14/77 7

SIDEWALK IMPROVEMENT RESOLUTION

No. 5774 -1977

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, that it is deemed necessary to construct sidewalk on north side of Pontiac Street from the east property line of Central Drive to the west property line of Radcliff Drive.

all in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

65% of total project ~~The cost of said improvement~~ shall be assessed upon the real estate abutting on said Pontiac St. as above described and 35% upon the City of Fort Wayne, Indiana, if the said city is benefited by said improvement, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments, with interest at the rate of six ~~five~~ per cent. per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the City from the assessments for such improvement, or such moneys as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 14 day of September, 1977.

BOARD OF PUBLIC WORKS: Ethel W. LaMar

CALHOUN PRESS

65-59-13 H.I 9/19/77

SIDEWALK IMPROVEMENT RESOLUTION

No. 5779 - 1977

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, that it is deemed necessary to construct sidewalk on Lot #57, Fleming & Kuhne Addition, more particularly described as 336 West Darrow Avenue, for the full width of said property (38 feet) to a width of five (5) feet.

all in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

~~The cost of said improvement~~ 75% of the total cost of said improvement shall be assessed upon the real estate abutting on said Darrow Avenue as above described and 25% upon the City of Fort Wayne, Indiana, if the said city is benefited by said improvement, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments, with interest at the rate of ~~five~~ six per cent. per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the City from the assessments for such improvement, or such moneys as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 19 day of September, 1977

BOARD OF PUBLIC WORKS:
Henry P. Wehrenberg
Mary G. Scott

CALHOUN PRESS

WAIVER

We, the undersigned, being all of the property owners abutting the line of a proposed sidewalk improvement described as follows, to-wit:

A five (5) foot sidewalk fronting Lot #57, Fleming & Kuhne Addition, more particularly described as 336 W. Darrow Avenue, for the full width of said property (38 feet).

do each and all petition the Board of Public Works to adopt a final resolution for the construction of said sidewalk; we do each and all of us waive any notice of such final resolution or order, do hereby waive and release our rights to individually construct or have constructed said sidewalk, do hereby waive the thirty day period given to us and each of us within which to construct said proposed sidewalk and do hereby petition and ask said Board of Public Works to have constructed said proposed sidewalk under any lawful and existing general contract said Board of Public Works may have in force and effect or to construct or have constructed said proposed sidewalk under open bid for such work if said Board of Public Works shall so elect.

Dated this 9 day of Sept, 19 77

RECEIVED
SEP 12 1977

Karen S. Omo
Doris M. Mohl
Mary E. Garrard

65-56-11 H.I.
9/14/77

Form 1929

Improvement Resolution

FOR STREET OR ALLEY

No. 5778 - 1977

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, That it is deemed necessary to improve Stratton Road

from the east property line of Coldwater Road

to ~~the~~ ~~property line of~~ a point 284 feet east thereof

By draining, curbing, grading and paving the roadway to a uniform width of twenty-seven (27) feet with ~~Sheet Asphalt, Asphaltic Concrete upon a six (6) inch Concrete foundation, Six (6) inch Plain Concrete or with 8" Macadam, 2" Binder and 1" Asphalt Top.~~

with seven (7) inch Plain Concrete and 6" x 6" Integral Concrete Curb, Storm Sewers, Sidewalks and Street Lighting.

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

100% of the construction cost ~~The total cost of said improvement, excepting the cost of street and alley intersections~~, shall be assessed upon the real estate abutting on said Stratton Rd. as above described and on property within 150 feet of the line of the street to be improved, and balance of the total cost upon the City of Fort Wayne, Indiana, to the extent of the street and alley intersections. All according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Muncipal Corporation," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments if deferred, are to be paid in ten equal installments, with interest at the rate of six (6) ~~five (5)~~ per cent, per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the city from the assessments for such improvement, or such moneys as said city is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 14 *day of* September, 1977

BOARD OF PUBLIC WORKS:
Ethel W. LaMar
May G. Scott

CALHOUN PRESS

65-52-23 H.I
9/12/77

RESOLUTION NO. 296-1977

WASHINGTON CENTER ROAD LIFT STATION ELIMINATION, PHASE I

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that the construction of a sanitary interceptor sewer which, from its size and character, is not only intended and adapted for use by property holders whose property abuts along the line of the said sewer, but is also intended and adapted for receiving sewage from collateral drains already constructed or which hereafter may be constructed, be and the same is hereby ordered.

MAIN LINE

Beginning at an existing sanitary sewer manhole located 10± LF south of and 2± LF west of the southwest corner of Lot #68 of Paper Mill Bluffs, Section I; thence northwesterly 120± LF to a proposed manhole located 5± LF west of and 2± LF north of the northeast corner of Lot #114 of Paper Mill Bluffs, Section II; thence northeasterly 487± LF to a proposed manhole located 5± LF north of and 1± LF east of the southwest corner of Lot #75 of Paper Mill Bluffs, Section I; thence due north 303± LF to a proposed manhole located 5± LF south of and 2± LF east of the northwest corner of Lot #3 of Paper Mill Bluffs, Section I; thence due west 865± LF, terminating at a proposed manhole located 5± LF south of and 1± LF east of the northwest corner of Lot #84 of Paper Mill Bluffs, Section II.

Said sewer shall be 18 inches in diameter, with all appurtenances to be constructed in accordance with the plans, profiles, special details and specifications now on file in the Office of the Board of Public Works of the said City, and shall be used for sanitary purposes only.

All work done in the making of the aforementioned public improvement shall be in accordance with the terms and conditions of the resolution aforementioned and the plans, profiles, special details and specifications now on file in the Office of the Board of Public Works of said City.

It is hereby found by said Board of Public Works that the cost of said improvement shall be paid by the City of Fort Wayne, Indiana out of the monies from the Sewer Utility Fund. It is further found by said Board of Public Works that in the event any present or future owner of any property who shall desire to use said sanitary interceptor by direct tap or through the extension or connection of lateral or local lines discharging into said sanitary interceptor sewer, shall be benefitted and shall pay, in addition to a tap-in fee for this resolution, a reimbursement fee to the City of Fort Wayne, Indiana as recorded by Resolution No. 61-140-11 adopted by the Board of Public Works, September 26, 1974.

ADOPTED THIS 12 DAY OF September 1977,

HENRY P. WEHRENBERG, CHAIRMAN

Ethel H. LaMar
ETHEL H. LAMAR, MEMBER

Max G Scott
MAX G SCOTT, MEMBER

ATTEST:
Ursula Miller
URSULA MILLER, CLERK

65-51-21 H.I
9/12/77

CURB ~~SIDEWALK~~ IMPROVEMENT RESOLUTION

No. 5764-77

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

that it is deemed necessary to ~~construct sidewalk on~~ Remove and Replace 60 lineal feet of Curbing ± Fronting Lot #97 in Rosalie Park Addition

~~from the~~ ~~line of~~

~~to the~~ ~~line of~~

Concrete Curb Type "I-B"

~~to a width of~~ ~~(xxxx) feet~~

all in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

~~The~~ 50% of the total cost of said improvement shall be assessed upon the real estate abutting on said Lot #97 as above described and/ 50% upon the City of Fort Wayne, Indiana, if the said city is benefited by said improvement, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments, with interest at the rate of ~~five~~ six per cent. per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the City from the assessments for such improvement, or such moneys as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 12 day of September, 1977

BOARD OF PUBLIC WORKS:
Ethel V. LaMar
May G. Scott

CALHOUN PRESS

WAIVER

We, the undersigned, being all of the property owners abutting the line of a proposed ~~sidewalk~~ curb improvement described as follows, to-wit:

Lot #97 Rosalie Park Addition,
2624 Santa Rosa Drive

do each and all petition the Board of Public Works to adopt a final resolution for the construction of said ~~sidewalk~~ curb; we do each and all of us waive any notice of such final resolution or order, do hereby waive and release our rights to individually construct or have constructed said ~~sidewalk~~ curb, do hereby waive the thirty day period given to us and each of us within which to construct said proposed ~~sidewalk~~ curb and do hereby petition and ask said Board of Public Works to have constructed said proposed ~~sidewalk~~ curb under any lawful and existing general contract said Board of Public Works may have in force and effect or to construct or have constructed said proposed ~~sidewalk~~ curb under open bid for such work if said Board of Public Works shall so elect.

DATED this 6th day of September, 1977.

Robert W. Butler
Hillis E. Butler

65-51-20 H.I 9/12/77

SIDEWALK IMPROVEMENT RESOLUTION

No. 5777-77

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, that it is deemed necessary to construct sidewalk on Lot #3, West 15 feet and Lot #4, East 30 feet, Thompson's 1st Addition, more particularly described as 1304 Scott Avenue, for the full width of said property (45 feet). Sidewalk width of five (5) feet.

~~from the~~ ~~line of~~

~~to the~~ ~~line of~~

~~to a width of~~ ~~(xxxxx) feet~~

all in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

~~The cost of said improvement~~ 75% of the total cost of said improvement/shall be assessed upon the real estate abutting on said Scott Avenue as above described and/25% upon the City of Fort Wayne, Indiana, if the said city is benefited by said improvement, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments, with interest at the rate of ~~five~~ six per cent. per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the City from the assessments for such improvement, or such moneys as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 12 day of September, 1977.

BOARD OF PUBLIC WORKS:

Ethel W. LaMar

Tracy G. Scott

65-51-19 9/12/77 H.

SIDEWALK IMPROVEMENT RESOLUTION

No. 5776-77

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, that it is deemed necessary to construct sidewalk on Lot #2 and a portion of Lot #3, Thompson's 1st Addition, more particularly described as 1236 Scott Avenue

~~from the~~ ~~line of~~

~~to the~~ ~~line of~~

to a width of five (5) feet

all in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

~~The cost of said improvement~~ 75% of the total cost of said improvement shall be assessed upon the real estate abutting on said Scott Avenue as above described and 25% upon the City of Fort Wayne, Indiana, if the said city is benefited by said improvement, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments, with interest at the rate of ~~five~~ six per cent. per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the City from the assessments for such improvement, or such moneys as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 12 day of September, 1977

BOARD OF PUBLIC WORKS:
Edd W. LaMar
May G. Scott

CALHOUN PRESS

WAIVER

We, the undersigned, being all of the property owners abutting the line of a proposed sidewalk improvement described as follows, to-wit:

New sidewalk on Lot #2 and a portion of Lot #3, Thompson's 1st Addition (1236 Scott Avenue)

do each and all petition the Board of Public Works to adopt a final resolution for the construction of said sidewalk; we do each and all of us waive any notice of such final resolution or order, do hereby waive and release our rights to individually construct or have constructed said sidewalk, do hereby waive the thirty day period given to us and each of us within which to construct said proposed sidewalk and do hereby petition and ask said Board of Public Works to have constructed said proposed sidewalk under any lawful and existing general contract said Board of Public Works may have in force and effect or to construct or have constructed said proposed sidewalk under open bid for such work if said Board of Public Works shall so elect.

Dated this 6 day of Sept, 1977.

Hazel A. Gunkel

65-45-24 H.I.
9/7/77

AGREEMENT

THIS AGREEMENT, made and entered into this 31st day of August, 1977, by and between the State of Indiana, acting by and through the Indiana State Highway Commission, hereinafter referred to as the STATE, and the City of Fort Wayne, Indiana, acting by and through the Board of Public Works of the City of Fort Wayne, hereinafter referred to as the CITY.

WITNESSETH

WHEREAS, the STATE has authority to expend funds on the streets that are part of the state highway system in the several municipalities in the State of Indiana, and

WHEREAS, any city or town of the State of Indiana is authorized to cooperate with the STATE in the construction of such streets in the state highway system, and to enter into agreements as to contributions for meeting the cost of construction thereof, and

WHEREAS, through the cooperation of the CITY and the STATE, the following designated project affecting the property of the CITY has been selected as a project suitable for construction under the provisions outlined above, namely, the proposed improvement of U. S. Route 27 (Clinton Street) from Superior Street northward to Calhoun Street in Fort Wayne.

NOW THEREFORE, in consideration of the premises and the mutually dependent covenants herein contained, the parties hereto agree as follows:

1. The CITY will, at its expense prepare plans, specifications, special provisions and estimates for a four lane curbed street

(2-24 ft. roadways with 2 ft. curb section), and all the necessary facilities to insure a complete design, adequate for obtaining competitive bids and for a contract for the construction of U. S. Route 27 (Clinton Street) from Superior Street to Calhoun Street.

2. The final plans, specifications and special provisions as prepared and assemblet by the CITY, shall be subject to approval by the STATE, through its respective and proper authorities, and no changes shall be made in the plans, specifications or special provisions without the written consent of the party affected by the change.

3. The CITY will advertise for bids, and upon receipt of an acceptable proposal, shall award the contract therefore, subject to the approval of the STATE. Assistance of the STATE will be provided as necessary.

4. The CITY will acquire in the name of State of Indiana and at CITY'S costs, all of the right-of-way necessary for the project.

R.E.A.
Aug 7, 1977

The CITY will prepare the necessary grants and/or deeds for each of the parcels, and shall submit these to the STATE for review and approval before proceeding with the acquisition of right-of-way.

The CITY will certify that no relocation of families, businesses or charitable organizations were involved.

5. The CITY agrees that utility easements are considered to be an interest when purchasing the necessary rights-of-way; the CITY will be responsible for reimbursing utilities for any adjustments involving a compensable land right.

. Any utility mains, lines or other facility lying within any public right-of-way involved in this project shall be adjusted by the CITY as needed without any costs to the STATE.

Plans showing the proposed work affecting utilities shall be sent by the CITY to each utility and the CITY shall furnish the STATE with copies of the letters transmitting their plans to the utilities.

The CITY shall call a preconstruction conference with the STATE, CITY and Contractor and involved Utilities at which time all problems and conflicts for both CITY and STATE will be discussed.

6. Opportunity for public involvement and public hearings will be afforded by the CITY as required. Any necessary Environmental Impact and related Statements will be prepared by the CITY. Assistance of the STATE will be provided as necessary.

7. All costs for advertising for and receiving bids for construction, construction engineering, and construction inspection shall be borne by the CITY at no cost to the STATE.

8. The STATE will, as its share of the cost of the improvement, pay to the CITY the actual cost of construction of the work, but such payment shall not exceed $250,000.00. If the cost of construction is greater than $250,000.00, such excess cost will be borne solely by the CITY.

The construction cost shall be interpreted to mean the cost of materials furnished and labor performed at the unit prices set out in the itemized proposal of the contractor to whom the work shall be awarded by the CITY; and the cost of such additional work or materials as may be authorized in writing by the CITY, subject to the approval of the STATE.

From time to time during the progress of construction of the improvement, the CITY will bill the STATE and the STATE will pay the CITY for costs of construction based on completed work as approved by the STATE.

Upon completion of the construction of the improvement, and after final quantities are determined, the CITY will bill the STATE and the STATE will pay the CITY any remaining portion of the STATE'S share of the cost of construction.

When submitting invoices for payment, the CITY will furnish evidence showing that the CITY has made payment for all costs for which reimbursement is being invoiced.

9. The CITY shall provide competent and adequate engineering and inspection service to insure the performances of the work in accordance with construction contract, plans and specifications.

During construction of the project, the STATE may inspect the work at any time as it progresses to insure that the completed work is in accordance with the plans and specifications.

10. The STATE reserves the right to reallocate the funds set aside for the carrying out of this agreement and to use such funds elsewhere upon the failure of the CITY to perform the acts so required by this agreement.

11. The CITY agrees to hold harmless and indemnify the State of Indiana and the Indiana State Highway Commission from any and all liability for any act or omission committed, suffered to be committed, or omitted to be done by any office, agent, employee, servant or contractor of the CITY in relation to the rights and duties of the CITY under this contract.

12. The CITY releases the STATE from any obligation on the part of the STATE to improve the Anthony Boulevard Bridge on State Road 37 over the Maumee River or to rebuild the railroad crossing and appurtenances thereto at the south end of the bridge as a condition of the CITY accepting the conveyance of certain streets from the state highway system to the local road system.

THIS AGREEMENT shall be binding upon the parties hereto and their successors or assigns.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their proper officers thereunto duly authorized.

THE CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

By Henry P. Wehrenberg
Henry P. Wehrenbert, Chairman

By
Ethel H. LaMar, Member

By Max G Scott
Max G. Scott, Member

By Robert E Armstrong
Robert E. Armstrong, Mayor

AUG 31 1977

APPROVED AS TO FORM AND LEGALITY
Clifford E Simmons
Associate CITY ATTORNEY
Clifford E. Simmons, Jr.

THE STATE OF INDIANA
THE INDIANA STATE HIGHWAY COMMISSION

By Roger F Marsh
Executive Director

Attest:

Secretary to Commission

APPROVED AS TO LEGALITY AND FORM
Theodore L. Sendak
Theodore L. Sendak
Attorney General

This instrument is prepared by:

D. O. Epp
Engineer of Consulting Services

ACKNOWLEDGMENT.

State of INDIANA County of ALLEN, SS:

Before me, the undersigned Notary Public in and for said County personally appeared ROBERT E. ARMSTRONG, Mayor; HENRY P. WEHRENBERG, Chairman

Name of signers, their official capacity

Board of Public Works; and MAX G SCOTT, Member of Board of Public Works

and agency name

and each acknowledged the execution of the foregoing agreement on this 21 day of JULY, 1977.

Witness my hand and seal the said last named date.

My Commission Expires

March 6, 1980

Anne J. Fox

Notary Public ANNE J. FOX

ACKNOWLEDGMENT

State of Indiana, County of Marion, SS:

Before me, the undersigned Notary Public in and for said County, personally appeared Roger F Marsh, Executive Director of the Indiana State Highway Commission and acknowledged the execution of the foregoing agreement on this 8th day of August, 1977.

Witness my hand and seal the said last named date.

My Commission Expires

April 18, 1979

Debra Anne Myrick

Notary Public

Debra Anne Myrick

STATE of INDIANA

INDIANAPOLIS

INDIANA STATE HIGHWAY COMMISSION
100 North Senate Avenue
Indianapolis, Indiana 46204

Room 1101, State Office Building
317-633-5816

September 1, 1977

BOARD OF PUBLIC WORKS
RECEIVED
SEP 7 1977

Honorable Robert E. Armstrong
Mayor of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Subject: City-State Agreement
U.S. 27 (Clinton Street)
Superior Street to Calhoun Street)

Dear Mayor Armstrong:

Attached for your records is an original signed copy of a fully executed agreement, dated August 31, 1977, between the City of Fort Wayne and the Indiana State Highway Commission providing for cooperation in the improvement of U.S. 27 (Clinton Street) from Superior Street to Calhoun Street.

Future contacts in regard to the work are to be made with Mr. S. R. Yoder, Chief, Division of Design, Room 1201, State Office Building, Indianapolis, Indiana; Phone Number 633-6526.

Very truly yours,

GK Hallock

G. K. Hallock
Chief Highway Engineer

GKH:DOE:sl
Agreements *
cc: Mr. Hallock
* Mr. Smitherman
Mr. Dumas
Mr. Frick
* Mr. Yoder
Mr. Lucas
* Mr. Ritman
* Mr. Stuckey
* Mr. Brossart
* Mr. Dreiman (Attn: Mr. Bender)
* File

RECEIVED
SEP 6 1977
Mayor's Office

65-44-20 9/7/77

Form 1929

Improvement Resolution

~~FOR STREET OR ALLEY~~
INSTALLATION OF HEATERS IN THE STREET DEPARTMENT STORAGE GARAGE

No. 5771-77

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve the Street Department Storage Garage with two 300,000 B.T.U. gas-fired space heaters. This site is located at the City of Fort Wayne's Lafayette Street complex. The approximate location of the building is in lots 132, 133, and 134 Lewis Addition.

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid out of Cumulative Capital Fund by City of Fort Wayne.

Adopted, this 7th *day of* September, 1977

BOARD OF PUBLIC WORKS:
Henry P. Uckrenberg
Ethel W. LaMar

CALHOUN PRESS

65-45-22 9/7/77 H.I.

77-21821

TRUSTEE'S DEED

THIS INDENTURE WITNESSETH: That WILLIAM W. CHURCHWARD, WILBERT E. REINKING, and NEIL A. RUCKMAN, as Co-Trustees of the Ruckman & Hansen, Inc. Profit Sharing Plan and Trust Agreement, of Allen County, in the State of Indiana, convey and warrant to RUCKMAN & HANSEN, INC., an Indiana Corporation, of Allen County, in the State of Indiana, for and in consideration of the sum of ONE DOLLAR ($1.00) AND OTHER VALUABLE CONSIDERATION, the receipt whereof is hereby acknowledged, the following described real estate in Allen County, in the State of Indiana, to wit:

> The South 5.5 acres of the following described real estate, to wit:
>
> Part of the East half of the Northwest quarter of Section 23, Township 31 North, Range 12 East in Allen County, Indiana, described as follows, to wit: Beginning at a point situated 574.6 feet East and 3914.5 feet North of the Southwest corner of the East half of the Southwest quarter of Section 23, Township 31 North, Range 12 East, in Allen County, Indiana, said point being situated in the centerline of Industrial Road, a public thoroughfare in said Section, Township and Range; thence East 660.0 feet on a line parallel with the South line of the Southwest quarter of Section 23, Township 31 North, Range 12 East to the West right-of-way line of the Lake Shore and Michigan Southern Railroad; thence North 726.0 feet along the last described line; thence West 660.0 feet on a line parallel to the aforesaid South line of the Southwest quarter of Section 23, Township 31 North, Range 12 East, to the aforementioned centerline of Industrial Road; thence South 726.0 feet along said centerline to the point of beginning, containing 11.00 acres of land, more or less, subject to an easement over the West 30.0 feet thereof for roadway purposes.

1977 AUG 11 AM 11:59
ALLEN COUNTY RECORDER

SUBJECT to current taxes, assessments, easements, restrictions of record and Zoning Ordinance of the City of Fort Wayne.

This conveyance is made subject to the following condition, which shall run with the land: Grantor and/or Grantee has made application to the Building Commissioner of the City of Fort Wayne for a building permit to construct improvements on the subject premises and to construct a private sewer not in conformity with Water Pollution Control Department of the City of Fort Wayne Master Plan and agrees that should the City of Fort Wayne Building Commissioner issue said building permit and the subject premises later be subdivided or subject to divided ownership then at such time as more than one owner of part of the subject premises requires sanitary sewer service Grantee or its successors shall construct a sewer line along Industrial Road in conformity with the Master Plan of the Water Pollution Control Department of the City of Fort Wayne, will tie into the same and will discontinue the use of the aforesaid private sewer. The consideration for acceptance of this condition is the granting of the aforesaid building permit and it is agreed that this condition may be enforced by the Board of Works of the City of Fort Wayne through injunction proceedings, but that the violation thereof shall not effect a reverter. This condition shall be of no effect so long as the subject premises is owned entirely by one owner.

The Grantor warrants as against its own acts only and not further or otherwise.

IN WITNESS WHEREOF, the said William W. Churchward, Wilbert E. Reinking and Neil A. Ruckman, being all of the Trustees of Ruckman & Hansen, Inc. Profit Sharing Plan and Trust Agreement, Phil N. Ruckman and Carl D. Wimer having resigned as Trustees and no replacement Trustees having been named to succeed them, have hereunto set their hands and seals this 8th day of August, 1977.

William W. Churchward
William W. Churchward

Wilbert E. Reinking
Wilbert E. Reinking

Neil A. Ruckman
Neil A. Ruckman

STATE OF INDIANA :
: SS
COUNTY OF ALLEN :

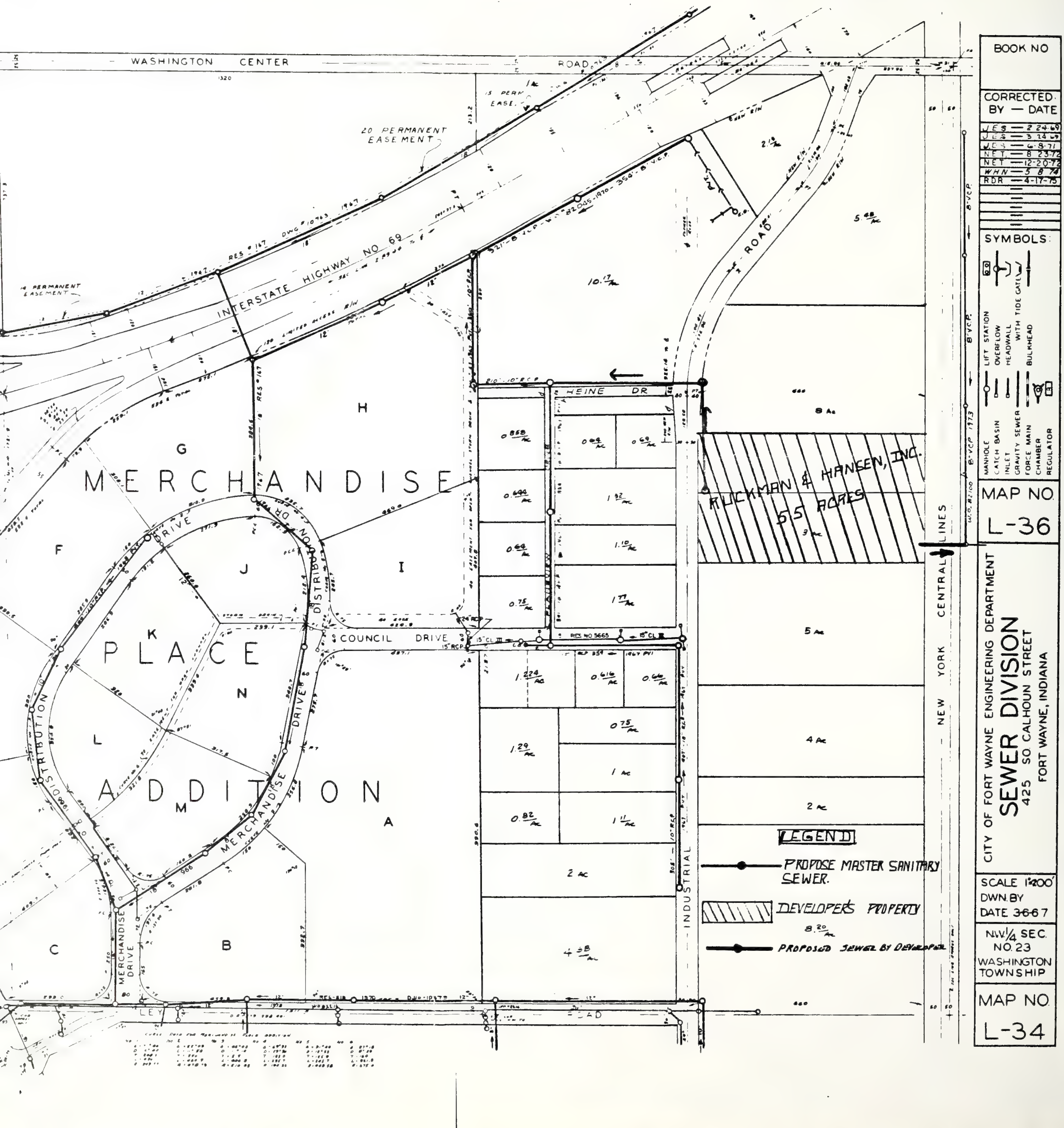
Before me, the undersigned, a Notary Public in and for said County and State, this 8th day of August, 1977, personally appeared Wil~~bert~~liam W. Churchward, Wilbert E. Reinking and Neil A. Ruckman, being all of the Trustees of Ruckman & Hansen, Inc. Profit Sharing Plan and Trust Agreement, and acknowledged the execution of the foregoing Deed for the uses and purposes therein expressed.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my Notarial Seal.

Lindy G. Moss
Lindy G. Moss Notary Public

My Commission Expires: May 10, 1981

This instrument prepared by Lindy G. Moss.


WASHINGTON CENTER ROAD
INTERSTATE HIGHWAY NO. 69
20 PERMANENT EASEMENT
15 PERM. EASE.
14 PERMANENT EASEMENT
MERCHANDISE PLACE ADDITION
MERCHANDISE DRIVE
DISTRIBUTION DRIVE
COUNCIL DRIVE
HEINE DR
ROAD
INDUSTRIAL
NEW YORK CENTRAL LINES
RUCKMAN & HANSEN, INC.
5.5 ACRES
A
B
C
F
G
H
I
J
K
L
M
N
10.17 Ac
5.68 Ac
8 Ac
5 Ac
4 Ac
2 Ac
2 Ac
4.58 Ac
8.20 Ac
LEGEND
PROPOSE MASTER SANITARY SEWER.
DEVELOPER'S PROPERTY
PROPOSED SEWER BY DEVELOPER
BOOK NO
CORRECTED BY — DATE
J.E.S. — 2-24-69
J.E.S. — 3-24-69
J.E.S. — 6-8-71
N.E.T. — 8-23-72
N.E.T. — 12-20-72
W.H.N. — 5-8-74
R.D.R. — 4-17-75
SYMBOLS:
MANHOLE
CATCH BASIN
INLET
GRAVITY SEWER
FORCE MAIN
CHAMBER
REGULATOR
LIFT STATION
OVERFLOW
HEADWALL
WITH TIDE GATE
BULKHEAD
MAP NO.
L-36
CITY OF FORT WAYNE ENGINEERING DEPARTMENT
SEWER DIVISION
425 SO. CALHOUN STREET
FORT WAYNE, INDIANA
SCALE 1"=200'
DWN. BY
DATE 3-6-67
NW¼ SEC. NO. 23
WASHINGTON TOWNSHIP
MAP NO.
L-34

Memorandum

To HENRY WEHRENBERG Date AUG. 31, 1

From PHILIP R. BOLLER

Subject RUCKMAN & HANSEN, INC., INDUSTRIAL ROAD

COPIES TO:

Attached for your review is a site map showing this department's recommended sanitary sewer extension to serve subject development. As you will recall, the owner, Mr. Wilbert E. Reinking, recently came into your office and requested special permission to install a sanitary sewer for subject development to be extended to the east side of the railroad tracks, as shown on the site map.

His contention was that the development will always remain in one ownership control. Therefore, he requested the Board's indulgence in allowing him to install a private 6" sanitary sewer lateral to serve 2 to 4 potential buildings on the 5.5 acre tract. This will be with the provision that, should the tract be subdivided, they will agree to install the City-recommended master-planned sanitary sewer along Industrial Road.

This department cannot divert from the City Code in this matter; however, the Board may approve the special conditions requested by the developer, and the recorded deed is satisfactory insurance to have a sanitary sewer installed whenever the ownership of the property is divided.

If you have any questions please contact the undersigned, or Duane Embury.

Philip R. Boller

Philip R. Boller, P.E.
Chief Water Pollution Control Engineer

PRB/DE/iw
Att.

BOARD OF PUBLIC WORKS
RECEIVED
SEP 1977
H Pa

WER & KEEP 2ND COPY - RETURN 1ST COPY

Memorandum

To Phil Boller, WPC Engineer
Date August 16, 1977

From Henry P. Wehrenberg, Chairman, Board of Works

Subject Deed to Ruckman & Hansen, Inc.

COPIES TO:

Attention: Duane Embury

Attached find copy of letter from Lindy Moss requesting Board of Works approval.

Please give me a sketch of site together with explanation and recommendation.

HPW:tg

REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

LAW OFFICES

TORBORG, MILLER, MOSS, HARRIS AND SOWERS

P. O. BOX 839
1800 FORT WAYNE NATIONAL BANK BUILDING

AREA CODE 219
TELEPHONE 422-1589

MARTIN P. TORBORG
MICKEY M. MILLER
LINDY G. MOSS
WILLIAM E. HARRIS
RONALD L. SOWERS
M. ROBERT BENSON

~~ARTHUR G. SURGUINE, JR.~~
WARD W. MILLER

FORT WAYNE, INDIANA 46802

August 9, 1977

Mr. Henry Wehrenberg, Chairman
Board of Works
920 City-County Building
Fort Wayne, Indiana 46802

Dear Sir:

I enclose herewith a copy of a Deed conveying certain real estate to Ruckman & Hansen, Inc. and containing a provision binding the Grantee to construct a sanitary sewer in conformity with the Master Plan of the Water Pollution Control Board for that area at such time as this real estate is subdivided so that the improvements of more than one owner require sanitary sewer service from such real estate. It is our understanding that so long as the real estate is in the hands of one owner a private sanitary sewer may be constructed and utilized by that owner, running to the East under the railroad, and that building permits for the construction of improvements to the property will not be withheld for failure of the owner to construct the sanitary sewer in conformity with the Master Plan of the Water Pollution Control Board.

The enclosed deed has been recorded per the instructions of Mr. Duane Embrey and is forwarded to you with this letter at his direction. Please indicate receipt and acquiescence by your signature on the copy of this letter. An envelope is enclosed for your use in returning the copy to me.

Very truly yours,

TORBORG, MILLER, MOSS, HARRIS & SOWERS

Lindy G. Moss

Lindy G. Moss

LGM/jmf
Encls.

Henry P. Wehrenberg

APPROVED
Board of Public

BOARD OF PUBLIC WORKS
RECEIVED
1977

ER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

file

OFFICE OF
BOARD OF PUBLIC WORKS

FORT WAYNE 2, INDIANA

Date September 7, 1977 65-45-22

To PHIL BOLLER AND DON DAMMEIER

Subject

Board approved request from Ruckman-Hansen for special permission to install a private 6" sanitary sewer on the 5.5 acre tract with the provision that, should this tract be subdivided, they will install the master-planned sanitary sewer along Industrial Road as provided in Deed conveying said property to Ruckman-Hansen, Inc.

Copy of Trustee's Deed was sent to you under separate cover.

H. P. WEHRENBERG
E. H. LAMAR
M. G SCOTT
BOARD OF PUBLIC WORKS

ajf

Signed

Reply:

Signed

SENDER: REMOVE & KEEP 3RD COPY - RECEIVER: ANSWER & KEEP 2ND COPY - RETURN 1ST COPY

120

65-36-11

H.I.
8/29/77

Form 1929

Improvement Resolution

FOR ~~STREET OR ALLEY~~
STREET DEPARTMENT SALT BINS

B.O. 157-77

No. 5773 -1977

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA,

That it is deemed necessary to improve the Lafayette Street Complex with the installation of Salt Bins. The structure consists of wide flange columns and oak planking. This structure will be located east of the Street Department storage garage.

all in accordance with the profile, detail-drawing and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

It is hereby found by said Board of Public Works that all benefits accruing hereunder will be to the general public of the City of Fort Wayne and that no special benefits will accrue to any property owner adjoining said improvement or otherwise assessable under said improvement. The cost of said improvement shall be paid out of Cumulative Capital Fund, City of Fort Wayne.

Adopted, this 29 *day of* August, 1977

BOARD OF PUBLIC WORKS:
Henry P. Wehrenberg
Ethel H. LaMar

CALHOUN PRESS

2

65-33-19 H.I.
8/24/77

SIDEWALK IMPROVEMENT RESOLUTION

No. 5772-77

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, that it is deemed necessary to construct sidewalk ~~on~~ and curb to grade on Lincoln Court approximately 250 feet around cul-de-sac. Resurface entire court to Goshen Road.

all in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

The cost of said sidewalk and curb improvement shall be assessed upon the real estate abutting on said LINCOLN COURT as above described and upon the City of Fort Wayne, Indiana, if the said city is benefited by said improvement, cost not to exceed $17.17 per lineal foot, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments, with interest at the rate of ~~five~~ six per cent. per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the City from the assessments for such improvement, or such moneys as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 24 day of August, 1977.

BOARD OF PUBLIC WORKS:
Henry P. Wehrenberg
Ethel W. LaMar

CALHOUN PRESS

DUNTEN, BECKMAN, LAWSON, FRUECHTENICHT & SNYDER
LAWYERS

65-33-17 8/24/77

77- 20033

TRANSFER OF TITLE

This indenture witnesses that Robert P. Lloyd and Betty D. Lloyd, husband and wife, each over the age of eighteen years, of Allen County, Indiana, release and quit claim to the City of Fort Wayne, an Indiana Municipal Corporation, of Allen County, Indiana, for and in consideration of One Dollar, the receipt and sufficiency of which is hereby acknowledged all of their right title and interest in and to the water distribution facilities located within public rights of way or recorded easements in real estate in Allen County, Indiana, described as:

> Shoaff Park Village East, an addition to the City of Fort Wayne, Indiana, according to recorded Plat thereof.

Dated July 25, 1977.

Robert P. Lloyd
Robert P. Lloyd

Betty D. Lloyd
Betty D. Lloyd

77 JUL 28 AM 10 03
ALLEN COUNTY RECORDER

STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

Before me, the undersigned, a Notary Public in and for said County and State, this 25th day of July, 1977, personally appeared Robert P. Lloyd and Betty D. Lloyd, husband and wife, each over the age of eighteen years and acknowledged the execution of foregoing instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal this 25th day of July, 1977.

Fredrick Beckman Notary Public

My Commission Expires:
OCT 23, 1979

Prepared by Frederick A. Beckman, Lawyer

DULY ENTERED FOR TAXATION
JUL 28 1977
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

INSTRUMENT K 6693

dum 65-33-17 8/24/77

KS **Date** August 19, 1977

L. Foland

Subject Acquisition of water mains in Shoaff Park Village East Apartment Complex - Reed Road and Furge Drive

COPIES TO:

Mayor Armstrong

A. Hepler

H. Biggs

B. Drew

BOARD OF PUBLIC WORKS

AUG 22 1977

On July 13, I directed a memo to you regarding the acquisition of the water mains in Shoaff Park Village East and converting that complex from being supplied water by Puritan Utilities, to a supply from our 16" main in Reed Road. Your authorization of July 19 to proceed with this project was followed, a transfer of title was prepared by Fredrick A. Beckman, Attorney, and Doctor Robert P. Lloyd and Mrs. Betty D. Lloyd executed the transfer of title. That transfer has been recorded in the office of the Allen County Recorder as Instrument #77-20033, the original of which is transmitted herewith for your permanent files.

Since the execution of the transfer of title, we have authorized the Water Maintenance Dept. to proceed and they have made the physical disconnection of the system from Puritan's main and reconnected it to our 16" main. In addition, they installed 1 Ford Meter Box and 4 short 1" taps in order to connect those apartment buildings, which are not adjacent to the mains we acquired, to our 16" main in Reed Rd.

As a result of this transition, we have added to our capital assets 1410 ft. of 6" water main, 2-6" line valves, 3 fire hydrant assemblies, a total of 3-1" Ford Meter Boxes, 10-1" short taps, and 7-1" long taps. These water facilities serve 17 buildings containing 96 apartment units and one recreational unit.

Our estimates of the value of the facilities so acquired, based on today's construction costs, are as follows:

1. Water main, valves and fire hydrants - $20,920.00
2. Existing services and Ford Meter Boxes acquired with main, including 2 Ford boxes and 13-1" taps - $4513.00
3. Additional Ford boxes, short taps and labor, materials and equipment to disconnect from Puritan and reconnect to our main were covered under W.O.#63373. The value of these items can be acquired from the Accounting Dept.

H.P.W.
H.L.
GG.
Date

This is the first phase of the Water Engineering Dept. efforts to ultimately acquire the facilities of all private water utilities located within the City limits of the City of Fort Wayne and integrate them into the water distribution system of the City of Fort Wayne. Future phases will be undertaken as the opportunity and feasibility becomes apparent and possible. This first phase was accomplished by the outlay of approx. $4000.00 of Utility funds, namely the value of the work performed under item 3 above, and charged to the above work order number.

If you should have any questions regarding this project, or our future activities along these lines, please feel free to contact me.

D. L. Foland

D. L. Foland, P.E.
Chief Water Engineer

129

'78- 15642 DULY ENTERED FOR TAXATION

65-2937- H.I 4/7/7

JUN - 5 1978

Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

5-80-78
5/23/78

Supplemental Sanitary Sewage Treatment Agreement

INSTRUMENT L 3715

This Supplemental Agreement modifies a certain Sanitary Sewage Treatment Agreement (hereafter "Agreement") by and between the City of Fort Wayne, Indiana, a municipal corporation of the State of Indiana (hereafter "Contractor"), and the City of New Haven, Indiana, a municipal corporation of the State of Indiana (hereafter "Contractee"),

WITNESSTH THAT:

WHEREAS, Contractor and Contractee have heretofore entered into an Agreement, dated July 21, 1977, whereby Contractor has agreed to treat and dispose of sanitary wastes delivered to it by Contractee subject to terms and conditions of said Agreement; and

WHEREAS, Contractee desires to accelerate the starting date of the Agreement to provide for Treatment of wastes from MEADOWBROOK ADDITION by Contractor and thereby effect compliance with certain orders of the Stream Pollution Control Board of Indiana now pending in respect of Contractee;

NOW, THEREFORE Contractor agrees to provide Contractee with sewage treatment service in advance of the starting date heretofore specified in the Agreement subject to following additional terms and conditions:

1. Effective Date

The effective date provisions of the Agreement dated the 21st day of July, 1977, between the City of Fort Wayne and the City of New Haven are hereby modified, and it is now mutually agreed that the effective date shall commence when the existing sanitary sewer lift station located on the Southeast corner of Adams Center Road and U.S. 30 East is tied directly into the sanitary sewer system of the City of Fort Wayne, and, after a metering device is installed in the sanitary sewer system which will receive and record the sewage directed from Meadowbrook Addition area of the "Service Area" of the City of New Haven as set forth in the Agreement.

ALLEN COUNTY RECORDER
June E. Linhart
1978 JUN -5 PM 1:19

2. Cost of Recording Device

The City of New Haven will pay the City of Fort Wayne for its cost incurred in the purchase and installation cost of a Standard Stevens "F" Recorder Metering Device by the City of Fort Wayne, said cost estimated to be approximately Five Hundred Dollars ($500.00). The future maintenance and operation of said meter shall be the sole responsibility of the City of Fort Wayne.

3. Interconnection

The City of New Haven will pay for the cost to direct its flow of sanitary sewage, essentially from Meadowbrook Addition, into the sanitary sewer system of the City of Fort Wayne. The City of New Haven will either sever or plug its sanitary sewer system in such a manner, satisfactory to the City of Fort Wayne, which will insure that no sanitary sewage flow from the Meadowbrook Addition will be transmitted to the City of New Haven's sewage plant for treatment.

WPCE
7061-2-[illegible]

4. Sewer System Evaluation Study

The City of New Haven shall pay for the cost of the Sewer System Evaluation Study and any resulting system rehabilitation for all sewer lines belonging to the City of New Haven that convey sewage to the connection with the City of Fort Wayne sewer system.

5. Charges for Sewage Service

Charges for sewage treatment services rendered hereunder payable by Contractee to Contractor from the date of commencement of service shall be as follows, subject to, however, to all future rate changes enacted by the Common Council of the City of Fort Wayne pursuant to notice and public hearing as prescribed by law:

Service Charge Component	Charge per 100 cu. ft. of measured sewage flow
Treatment	19.10 cents
Capital	11.80 cents
Conveyance	.33 cents
	31.23 cents

This Supplemental Sanitary Sewage Treatment Agreement has been duly approved and executed by the parties on the dates set forth hereafter.

ATTEST:

Henry P. Wehrenberg
Chairman, Board of Public Works

Dated: April 14 1978

CITY OF FORT WAYNE
"Contractor"

Robert E. Armstrong
Mayor of Fort Wayne

ATTEST:

Helen L. Purvis
City Clerk - Treasurer

Dated: April 11 1978

CITY OF NEW HAVEN
"Contractee"

Mayor of New Haven

Prepared by: Phillip R. Boller

APPROVED AS TO FORM AND LEGALITY

CITY ATTORNEY

CONRAIL

65-5-25. 8/1/77 H.I.

AGREEMENT

COVERING CONSTRUCTION OF HIGHWAY-RAILWAY GRADE CROSSING AND INSTALLATION OF GRADE CROSSING WARNING DEVICES.

Project: Allen County Bridge Over St. Mary's River (Fairfield-Ewing-Wells)

Draft of January 18, 1977

THIS AGREEMENT, made and entered into by and between the CITY OF FORT WAYNE, acting by and through its Mayor and Board of Public Works, hereinafter called the "Municipality", and CONSOLIDATED RAIL CORPORATION, hereinafter called the "Railroad".

WHEREAS, in the interest of public safety and convenience, the Municipality desires to construct a grade crossing and install modern automatic grade crossing warning device at the location designated on Exhibit 1 and shown on Exhibits 2, said Exhibits being attached hereto and made a part hereof, and

WHEREAS, the Municipality will supervise the construction of the project.

NOW, THEREFORE, in consideration of the premises and the mutual dependent covenants herein contained, the parties hereto agree as follows:

SECTION 1. The Railroad will construct the proposed grade crossings to conform with the elevation and width of the highways and install the grade crossing warning devices as designated on Exhibit 1 and as shown on Exhibits 2, attached hereto and made a part hereof. Design and installation of such signals shall conform with current "State of Indiana General Specifications for Flashing Light Signals at Railroad Grade Crossings", attached hereto and to all applicable requirements of Bulletin No. 7 of the Association of American Railroads, Communication and Signal Section.

SECTION 2. The Railroad, at project expense and upon request by the Municipality shall:

a. Prepare detailed electrical circuit diagrams for the design and installation of the grade crossing warning devices;

b. Prepare and furnish to the Municipality, in reproducible form, detailed grade crossing layout;

c. Prepare and furnish to the Municipality, in reproducible form, an estimate of the force account cost for the installation of the project, to be attached hereto as Exhibit.

All such plans, diagrams and estimates shall be subject to approval by the Municipality and Allen County Commissioners, and by the Public Service Commission of Indiana to the extent that each has jurisdiction under the laws of the State of Indiana.

SECTION 3. All materials shall be furnished by the Railroad and delivered to the crossing site at project expense. The Railroad's Specification for such materials shall be subject to approval by the Municipality and Allen County Commissioners. All materials to be installed shall be new, except as otherwise specifically approved by the Municipality and Allen County Commissioners prior to installation.

SECTION 4. The construction of the grade crossings and installation of the grade crossing warning devices shall be performed by the Railroad with its own forces on a force account basis. If the Railroad is unable to perform any part of the work with its own forces, it may request permission of the Municipality to receive bids to do the work by contract. After receiving the approval, the Railroad may proceed to solicit bids and, subject to concurrence by the Municipality, award a contract to the lowest qualified bidder. Subject to the prior approval of the Municipality, existing continuing contracts under which certain work is regularly performed for the Railroad and under which the lowest available costs are developed will be held to comply with the above requirements. The provisions of Appendix "A" of the 1964 Civil Rights Act, attached hereto, shall apply to any portion of the work, including engineering services, which the Railroad may perform by the contract method. The Railroad shall keep complete records of the cost of the above work to be performed by it and shall submit to the Municipality on request such information as it may require concerning the cost and other details of the work. The Railroad's accounts shall be kept in such manner that they may be readily audited and actual costs readily determined, and such records shall be available for audit by representatives of the Municipality and the Allen County Commissioners for a period of three years from the date final Payment has been received by the Railroad for the Project. Except as otherwise provided in this agreement, the Municipality, shall reimburse the Railroad for the actual cost of the above work performed by it. In the event there are increases in the extent of the work or changes in methods of performing the project work, the amounts of the force account estimates may be increased by mutual agreement. The eligibility for reimbursement of costs of changes to the Railroad's facilities and the facilities jointly owned or used by the Railroad and utility companies shall be determined in accordance with the provisions set forth in the Federal Highway Administration Federal-Aid Highway Program Manual, Volume 1, Chapter 4, Section 3, issued April 25, 1975, and any subsequent amendments or supplements thereto. It is agreed that progress payments be made by the Municipality, to the Railroad for not more than ninety percent (90%) of the total amount of work done as shown on monthly statements or when the amount due the Railroad equals $1,000 or more, the remaining ten percent (10%) being reserved until final bill has been properly submitted. The Railroad shall notify the office of the Municipal City Engineer upon completion of said force account work and arrange for the final inspection thereof by representatives of the Municipality. Any deficiencies found by such final inspection shall be corrected by the Railroad prior to submitting its final bill. Upon receipt of the final bill the Municipality shall reimburse the Railroad for such items of work and expense, in such amounts as are proper and eligible for payment, as determined by final audit to be made by the Municipality within ninety (90) days. In the event that final audit discloses that the Municipality has reimbursed the Railroad more than the amount due under the terms of this agreement, the Railroad shall promptly refund the amount overpaid. Billings to the Municipality shall clearly show whether they are partial or final claims.

SECTION 5. It is understood and agreed that the project herein contemplated is to be financed with the aid of funds appropriated by the Municipality and Allen County Commissioners and expended under local and state regulations; that all special provisions, plans, estimates of cost, specifications, awards of contracts, acceptance of project work and procedures in general are subject at all times to all local, state, and Federal laws, rules, regulations, orders and approvals applying to said project.

SECTION 6. The Railroad shall be responsible for the maintenance of railway traffic during the progress of the work performed under this agreement, and shall furnish at project expense the necessary railroad personnel to safeguard its own operations as required by the regular operating rules of the Railroad. All work herein provided to be done by the Railroad shall be performed in such manner as not to interfere unnecessarily with the movement of traffic upon the highway. Any watchmen or flagmen necessary to protect or safeguard highway traffic shall be provided by the Municipality at its own cost.

Any necessary closure of the highway to traffic during the progress of the work shall be made only with the approval of the Municipality.

SECTION 7. In the event that delays or difficulties arise in acquiring necessary right-of-way, or in settling damages or damage claims, or for other reasons, which in the opinion of the Municipality render it impracticable to continue pursuit of the construction of the project, then at any time before actual project work is started by the Railroad or its contractor, the Municipality may serve formal notice thereof upon the Railroad and said project shall thereupon be cancelled and become null and void. The Municipality shall reimburse the Railroad for all costs incurred by it at the written request of the Municipality on account of the said project work prior to such cancellation.

SECTION 8. In accordance with Section 10 of Chapter 208 of the Acts of the 1961 General Assembly of the State of Indiana, the contractor and his subcontractors, if any, shall not discriminate against any employee or applicant for employment, to be employed in the performance of this contract, with respect to his hire, tenure, terms, conditions or privileges of employment or any matter directly or indirectly related to employment, because of his race, color, religion, national origin or ancestry. Breach of this covenant may be regarded as a material breach of the contract.

SECTION 9. In accordance with Volume 6, Chapter 6, Section 2, Paragraph 6 of Federal Highway Administration Federal-Aid Highway Program Manual, issued April 25, 1975, the installation of grade crossing warning devices is found to be of no ascertainable net benefit to the Railroad and the Railroad shall not be assigned liability in the project costs.

SECTION 10. Upon Completion of the project, the Railroad shall at its own cost and expense maintain the grade crossings and operate the grade crossing warning devices in proper working condition including the renewals as may be necessary, except as may otherwise be provided by law from time to time.

SECTION 11. If, at any future time, the parties hereto agree that the need for the grade crossing warning devices herein contemplated has ceased to exist at the herein designated locations, the Railroad may with the approval of the Board of Public Works of said Municipality, remove said devices to any other crossing on its lines in the City of Fort Wayne in accordance with the terms and conditions of this agreement. The proposed devices shall become the property of the Railroad, except in the case of termination of the Railroad as an existing carrier by rail in Indiana, in which case title to the devices shall revert to the Municipality.

SECTION 12. The Municipality will place and maintain railroad advance warning signs and pavement markings applicable to flashing light projects in accordance with the "Indiana Manual on Uniform Traffic Control Devices for Streets and Highways" as adopted by the State of Indiana and conformance with the "National Manual on Uniform Traffic Control Devices."

SECTION 13. The Municipality, upon completion of all work on Fairfield, Ewing, Wells Project Railroad Crossing, will cause by official Board of Works action, the closing of Cass Street between Wells Street and First Street by removing the present Cass Street railroad crossing.

THIS AGREEMENT shall be binding upon the parties hereto, their successors or assigns, and shall not be effective until approved by the City of Fort Wayne Board of Public Works Chairman.

IN WITNESS WHEREOF, the parties have caused these presents to be executed by their proper officers thereunto duly authorized.

CITY OF FORT WAYNE
Mayor:
Robert E. Armstrong
Robert E. Armstrong

Board of Public Works
BY: Henry P. Wehrenberg
Chairman, Henry P. Wehrenberg

Ethel H. LaMar
Member, Ethel H. LaMar

Max G. Scott
Member, Max G. Scott

ATTEST:
Ursula Miller
Clerk, Board of Public Works

CONSOLIDATED RAIL CORPORATION

BY: J T Sullivan
J. T. Sullivan, Chief Engineer

ATTEST:

APPROVED
AS TO
FORM
7/5/77

APPROVED AS TO FORM AND LEGALITY
Paula W. Philips
Associate City Attorney

RECOMMENDED FOR APPROVAL

APPROVED: Henry P. Wehrenberg
Henry P. Wehrenberg,
Chairman, Fort Wayne
Board of Public Works

DATE June 22, 1977

THIS INSTRUMENT PREPARED BY
Kenneth N. Traylor, P.E.
City of Fort Wayne
Street Engineer

ACKNOWLEDGMENT

STATE OF Pennsylvania)
) SS:
CITY OF Philadelphia)

On this 17 day of July, 19 77, there appeared before me, a Notary Public in and for said County, J.T. Sullivan who being by me duly sworn did say that he is Chief Engineer - Design and Construction, of the CONSOLIDATED RAIL CORPORATION, a corporation of Pennsylvania and that said agreement was signed and sealed in behalf of said corporation and that said J.T. Sullivan acknowledged the same to be the free act and deed of the said CONSOLIDATED RAIL CORPORATION.

Witness my hand and seal this 17 day of July, 19 77.

William R Goodworth
Notary Public

WILLIAM R. GOODWORTH
Notary Public, Philadelphia, Philadelphia Co.
My Commission Expires November 3, 1980

My Commission Expires:

_______________________________.

ACKNOWLEDGMENT

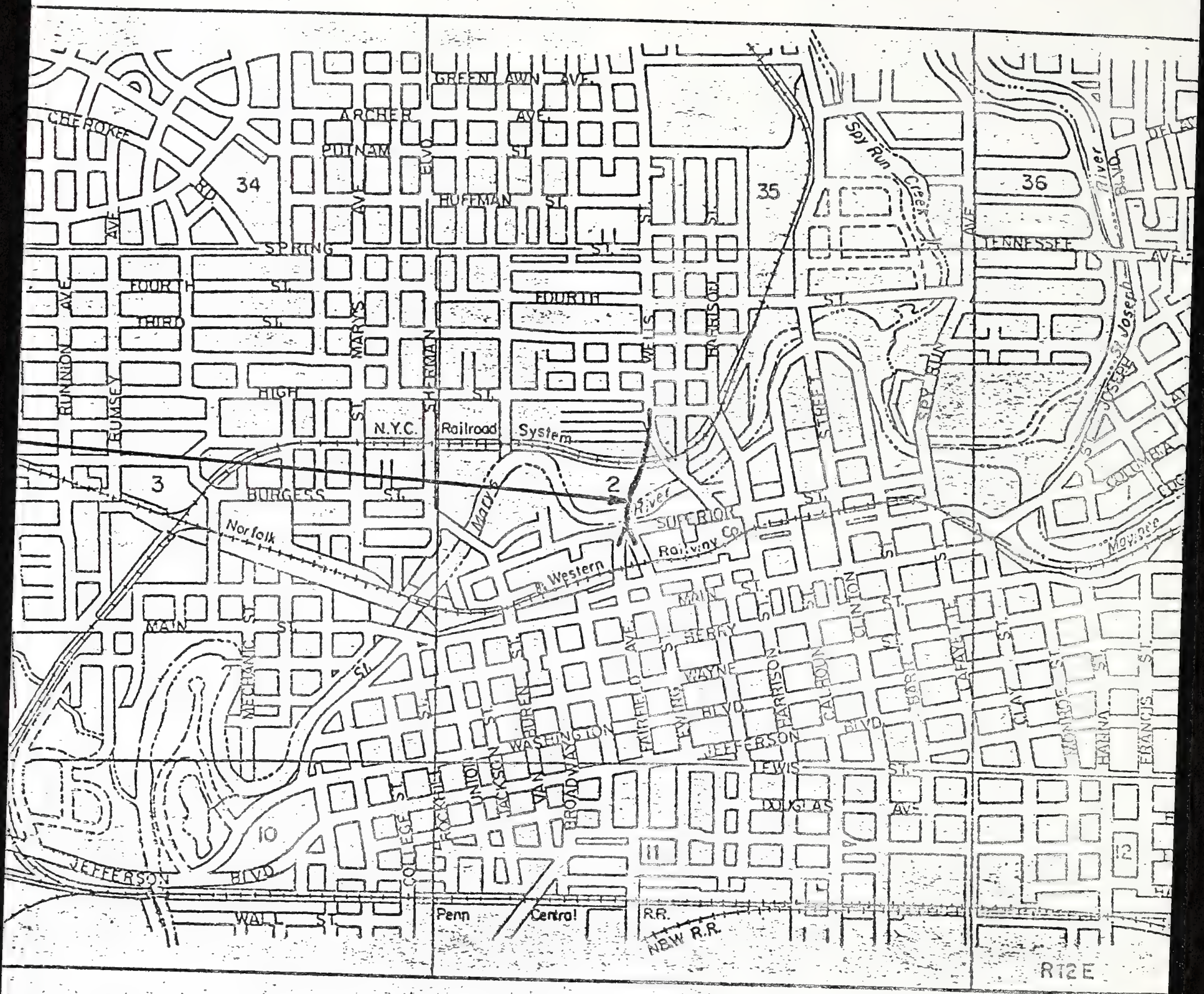
STATE OF INDIANA)
) SS:
COUNTY OF ALLEN)

On this 22nd day of June, 1977, there appeared before me, a Notary Public in and for said County, Robert E. Armstrong, Mayor of the City of Fort Wayne, Henry Wehrenberg, Ethel Lamar and Max Scott Members respectively, of the Board of Public Works of the City of Fort Wayne and stated that the above agreement was signed and attested in behalf of said City.

Witness my hand and seal this 22nd day of June, 19 77.

Ilo Ann Patten
Notary Public

My Commission Expires: 3-3-80.


CHEROKEE
GREENLAWN AVE
ARCHER AVE
PUTNAM ST
HUFFMAN ST
BLVD
RD
AVE
34
35
36
SPRING ST
FOURTH ST
THIRD ST
FOURTH
HIGH ST
RUNNION AVE
RUMSEY
MARYS
SHERMAN
WELLS
HARRISON
SPY RUN AVE
Spy Run Creek
TENNESSEE AVE
River BLVD
St. Joseph
ST. JOSEPH
COLUMBIA
N.Y.C. Railroad System
3
2
River
Marys
BURGESS ST
Norfolk
Western
SUPERIOR
Railway Co.
Maumee
MAIN ST
MECHANIC
BERRY
WAYNE
BLVD
CLINTON
CALHOUN
HARRISON
BARR
LAFAYETTE
CLAY
MONROE
HANNA
FRANCIS ST
WASHINGTON
JEFFERSON
LEWIS ST
DOUGLAS AV
FAIRFIELD AVE
EWING
BROADWAY
VAN BUREN
JACKSON
UNION
ROCKHILL
COLLEGE ST
10
11
12
JEFFERSON BLVD
WALL ST
Penn Central RR
NEW R.R.
R12E

LOCATION MAP

NO SCALE

RAILROAD FORCE ACCOUNT WORK

BY

CONRAIL COMPANY

Project	Road	County	Location
Allen County Bridge Over St. Mary's River (Fairfield-Ewing-Wells)	Wells Street	Allen	Fort Wayne, IN

DESCRIPTION OF FORCE ACCOUNT WORK

1. FAS - 256, install rubber panel grade crossing and flashing light cantilever signals with motion sensor equipment.

Project: Ewing-Wells Street Connection
Location: Fort Wayne, Allen County, Indiana
4th Street Branch, MP 0.0, Line 3136

Install rubber pad grade crossing at the crossing
of Ewing-Wells Street and the Conrail
Railroad Company, track.

FORCE ACCOUNT ESTIMATE FOR GRADE CROSSING

Item	Amount	Total
Preliminary Engineering		800
Construction Engineering		1,000
Material		
Track work	12,166	
Grade crossing	26,400	
Other Material		
Total Material		38,566
Transportation of Material		3,000
Store Expense		1,928
Equipment		5,217
Labor		
Direct Labor Including Accounting	20,600	
Holidays, vacation and pension	2,100	
Payroll taxes	5,250	
Insurance	3,150	
Meals and lodging		
Total Labor		31,100
Contingencies		500
Total cost		$82,111
Less credit for salvage		1,777
Net Total		$80,334

Office of Chief Engineer - Design & Construction
Philadelphia Pa. 19102
May 6, 1977 (Estimate Good for 60 Days)

CONRAIL COMPANY

Description, Specification, Bill of Material and

Estimate of Cost

For

PROPOSED MODERNIZATION OF HIGHWAY GRADE CROSSING PROTECTION

CONSISTING OF

AUTOMATIC CANTILEVER FLASHING LIGHT SIGNALS

At

ALLEN COUNTY BRIDGE OVER ST. MARY'S RIVER
(Fairfield-Ewing-Wells)

At

FORT WAYNE, INDIANA

Project: Ewing-Wells Street Connection
Location: Fort Wayne, Allen County, Indiana
4th Street Branch, M.P. 0.0, Line 3136

Install automatic flashers on cantilever mast controlled by track circuit equipment, all conforming to [illegible] and practices of Bulletin 7 of the Association of American Railroads at the crossing of Ewing-Wells Street and the Conrail Railroad Company track, replacing ______.

FORCE ACCOUNT ESTIMATE

Item	Quantity	Amount	Total
Preliminary Engineering			1,000
Construction Engineering			1,800
Material			
Automatic signals on cantilever	2	8,300	
Relay Case Wires - Complete with Apparatus	1	3,650	
Other Material	LS	3,594	
	Sales & US tax	622	
Total Material			16,166
Transportation of Material			1,500
Store Expense			777
Equipment			1,200
Labor			
Direct Labor Including Accounting		8,910	
Holidays, vacation and pension		900	
Payroll taxes		2,250	
Insurance		1,350	
Meals and lodging		2,400	
Total Labor			15,810
Contingencies			500
Total cost			$ 38,753
Less credit for salvage			0
Net Total			

Office of Chief Engineer - Design & Construction
Philadelphia, Pa. 19102
May 6, 1977 (Estimate Good for 60 Days)

65-4-14 H.I. 8/1/77

SIDEWALK AND CURB IMPROVEMENT RESOLUTION

No. 5770-77

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, that it is deemed necessary to Partially construct sidewalk ~~on~~ and 100% Curb on St. Joe Boulevard

from the north curb line of Forest Avenue

to the south curb line of State Blvd.

to a width of five (5) feet and concrete curbing as specified in accordance with City Plans and Specifications.

Project will also include center island park curbs.

all in accordance with the profile, details, drawings, and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.

75% of the cost of the sidewalk and 0% of the cost of the curbs ~~The cost of said improvement~~ shall be assessed upon the real estate abutting on said St. Joseph Blvd. as above described and 25% and 100% respectively upon the City of Fort Wayne, Indiana, if the said city is benefited by said improvement, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

Assessments, if deferred, are to be paid in ten equal installments, with interest at the rate of ~~five~~ six per cent. per annum. A bond or bonds shall be issued to the contractor in payment of such work, unless the property owners pay said assessments before said bond or bonds are issued. Under no circumstances shall the City of Fort Wayne be or be held responsible for any sum or sums due from said property owner or owners for said work, or for the collection of the same, or for the payment of any bond, bonds, certificate or certificates, issued to said contractor in payment for such work, except for such moneys as shall have been actually received by the City from the assessments for such improvement, or such moneys as said City is by said above entitled act required to pay. All proceedings had and work done in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

Adopted, this 1st day of August, 1977.

BOARD OF PUBLIC WORKS:
Henry P. Wehrenberg
Ethel V. La Mar

CALHOUN PRESS

65-4-18 8/1/77 H

STATE of INDIANA
STREAM POLLUTION CONTROL BOARD
1816
INDIANAPOLIS 46206
1330 West Michigan Street
633-5467

July 28, 1977

CERTIFIED MAIL

Mr. Henry P. Wehrenberg, Chairman
Board of Public Works
City of Fort Wayne
City-County Building
One Main Street
Fort Wayne, Indiana 46802

Dear Mr. Wehrenberg:

Re: Stream Pollution Control Board
of the State of Indiana
vs.
Board of Public Works
City of Fort Wayne
Three Rivers Filtration Plant
Cause No. B-437

This is to inform you that the Stream Pollution Control Board of the State of Indiana, at its regularly scheduled meeting of July 19, 1977, by motion made, seconded, and unanimously passed, accepted the Recommended Agreed Findings of Fact and Order heretofore negotiated between yourself and members of our staff. A copy of the Order is enclosed.

Very truly yours,

Oral H Hert

Oral H. Hert
Technical Secretary

Enclosure
cc: Hearing Commissioner
Mr. Paul Hartman, Water Supply Section

BOARD OF PUBLIC WORKS
RECEIVED
AUG 1 1977

STATE of INDIANA
STREAM POLLUTION CONTROL BOARD
INDIANAPOLIS [illegible]
[illegible]

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE STREAM POLLUTION CONTROL BOARD OF THE STATE OF INDIANA

IN THE MATTER OF THE STREAM POLLUTION CONTROL BOARD OF THE STATE OF INDIANA,
Petitioner

vs.

BOARD OF PUBLIC WORKS, CITY OF FORT WAYNE, THREE RIVERS FILTRATION PLANT,
Respondent

Cause No. B-437

AGREED FINDINGS OF FACT AND ORDER

The Board of Public Works of the City of Fort Wayne, Permittee of the Three Rivers Filtration Plant, and the Indiana Stream Pollution Control Board stipulate to the following Findings of Fact and consent to the following Agreed Order:

FINDINGS OF FACT

1. That the Stream Pollution Control Board of the State of Indiana is an agency of the State of Indiana, duly empowered to hold administrative hearings to determine whether or not there is a possible violation of the National Pollution Discharge Elimination System (NPDES) Permit and the Indiana Stream Pollution Control Law, IC 13-1-3, and the Indiana Environmental Management Act, IC 13-7, and Regulations promulgated pursuant thereto, and to enter an order requiring the taking of such action as is indicated by the circumstances to cause the abatement of such condition.

2. That the Stream Pollution Control Board of the State of Indiana has jurisdiction over both the subject matter and the parties to this action.

3. That on December 31, 1974, an NPDES Permit No. IN 0000353 was issued by the United States Environmental Protection Agency to the Board of Public Works of the City of Fort Wayne covering the discharge of filter backwash water to the St. Mary's River from the Three Rivers water treatment plant.

4. That said NPDES permit contains a schedule of compliance for construction of facilities to meet final effluent limitations falling due on July 1, 1977.

5. That the Board of Public Works of the City of Fort Wayne has failed to meet the dates contained in such schedule of compliance.

6. That the July 1, 1977, final effluent limitations cannot be met without the construction of facilities which are the subject of such compliance schedule.

7. That failure to meet such compliance schedule constitutes a violation of NPDES Permit No. IN 0000353 in federal and state pollution laws and regulations.

AGREED ORDER

That both the Board of Public Works of the City of Fort Wayne and the Indiana Stream Pollution Control Board, being desirous of settling this matter without formal administrative adjudication, agree as follows:

1. That the Department of Public Works, City of Fort Wayne, shall comply with the following compliance schedule:

	Item	Date
1.	Finalize Plans and Specifications and submit to Indiana State Board of Health	September 1, 1977
2.	Start Construction	December 1, 1977
3.	Complete Construction and Place Facility in Operation	August 1, 1978

2. That, in consideration of failure to meet the compliance schedule contained in its NPDES permit and in accordance with the provisions of IC 13-7-13-1, the Board of Public Works of the City of Fort Wayne shall be subject to a civil penalty in the amount of $10,000. It is further agreed that such civil penalties shall be suspended upon substantial and timely compliance with the terms of this Agreed Order.

CITY OF FORT WAYNE
BOARD OF PUBLIC WORKS

By: Henry P. Wehrenberg
Henry P. Wehrenberg, Chairman

Ethel H. LaMar
Ethel H. LaMar, Member

Max G. Scott
Max G. Scott, Member

Date: 7/6/77

INDIANA STREAM POLLUTION CONTROL BOARD

By:

Title: Technical Secretary

Date: July 19, 1977

kpW/15 6/22/77

13

— 77-020946 — 65 3-10 H.

GRANT OF PERMANENT EASEMENT

THIS INDENTURE WITNESSETH, that Karl Jensen and ____________ over the age of 21 and hereinafter referred to as the "Grantor" in consideration of ____________ and other good and valuable considerations, receipt of which is hereby acknowledged by the Grantor, does hereby convey without warranty to the following named Grantee, and their respective successors and assigns, namely, to wit: The CITY OF FORT WAYNE, a municipal corporation of the State of Indiana, a permanent easement with the right, privilege, and authority to the Grantee and their respective successors and assigns to use the same in common: to lay, install, construct, operate, maintain, repair, renew and replace mains and a line or lines of pipe, with all necessary and convenient services, pipes, lines, connections, motors, and other equipment and appurtenances, for the transportation and distribution of water and/or sewage to the Grantee and to other persons, firms and corporations and to the public in general in, upon, along, over, under, through or across the real estate described below and being as follows:

Commencing at the intersection of the north right-of-way of Edna St. and the west right-of-way of Spy Run; thence west 201.5 feet along the north right-of-way of Edna St.; thence north 201 feet along a line 5 feet west of and parallel to the west property line of Lots 5 and 4 C. L. Centlivre Brewery Add. to the City of Fort Wayne, the point of beginning, thence on a line with a deflection to the right of 51° 27' a distance of 227 feet ±; thence at an interior angle to the left of 110° 48' for a distance of 18 feet; thence at an interior angle to the left of 69° 12' a distance of 225 feet; thence at an interior angle to the left of 128° 33' for a distance of 20 feet ± to the point of beginning.

1977 AUG -4 AM 9:51
ALLEN COUNTY RECORDER

The Grantor hereby reserves for itself, its successors and assigns, the right to use the above described real estate for all purposes which are not inconsistent with the above Grant of Easement. The Grantee will not be held responsible for any additional or future permanent fixtures, such as buildings signs, planters, trees or shrubs, constructed after the date of the signing of this Grant of Easement.

IN WITNESS WHEREOF, we set out hand this 25th day of ______ July, 19 77.

Karl Jensen
Karl Jensen

____

DULY ENTERED FOR TAX
AUG 4 1977
Jon D. Uebelh
AUDITOR OF ALLEN CO

ACKNOWLEDGMENT

STATE OF Indiana
COUNTY OF Allen SS:

Before me, the undersigned, a Notary Public in and for said County and State, this 25th day of July, 19 77, personally appeared the within named Karl Jensen, Grantor in the above conveyance, and acknowledged the execution of the same to be their voluntary act and deed, for the uses and purposes herein mentioned.

IN WITNESS WHEREOF, I have hereunto set my name and affixed my official seal.

Notary Public - Arthur Wm. Fruechtenicht

My commission expires: June 8, 1979

INSTRUMENT K ~~7070~~ 7100

This instrument prepared by: Harvey M. Woodring

Grantor(s) certify under oath that no Indiana gross income tax is due or payable in respect to the transfer made by this deed.

77-020947 — 5 - 3 - 1 H. I.

GRANT OF PERMANENT EASEMENT

THIS INDENTURE WITNESSETH, that Karl Jensen and ________ over the age of 21 and hereinafter referred to as the "Grantor" in consideration of ________ and other good and valuable considerations, receipt of which is hereby acknowledged by the Grantor, does hereby convey without warranty to the following named Grantee, and their respective successors and assigns, namely, to wit: The CITY OF FORT WAYNE, a municipal corporation of the State of Indiana, a permanent easement with the right, privilege, and authority to the Grantee and their respective successors and assigns to use the same in common: to lay, install, construct, operate, maintain, repair, renew and replace mains and a line or lines of pipe, with all necessary and convenient services, pipes, lines, connections, motors, and other equipment and appurtenances, for the transportation and distribution of water and/or sewage to the Grantee and to other persons, firms and corporations and to the public in general in, upon, along, over, under, through or across the real estate described below and being as follows:

Commencing at the intersection of the north property line of Lot 4 C. L. Centlivre Brewery Addition to the City of Fort Wayne and the new right-of-way line of Spy Run Avenue; thence north 261' along said west right-of-way line; thence at a 90° deflection right a distance of 80' to the intersection of the new east right-of-way line of Spy Run Avenue, the point of beginning; thence with a deflection right of 24° a distance of 100' ± to the west water's edge of the St. Joseph River; thence at an interior angle of 90° to the left a distance of 14'; thence left at an interior angle of 90° a distance of 110' ± to the intersection of the new east right-of-way line of Spy Run Avenue; thence south along said right-of-way line of Spy Run Avenue to the point of beginning.

1977 AUG - 4 AM 9:
ALLEN CO. [illegible] RECORDER
Janice E. [illegible]

The Grantor hereby reserves for itself, its successors and assigns, the right to use the above described real estate for all purposes which are not inconsistent with the above Grant of Easement. The Grantee will not be held responsible for any additional or future permanent fixtures, such as buildings signs, planters, trees or shrubs, constructed after the date of the signing of this Grant of Easement.

IN WITNESS WHEREOF, we set out hand this 25th day of July, 19 77.

Karl Jensen

____

DULY ENTERED FOR TAXATION
AUG 4 1977
Jan D. Uebelhoer
AUDITOR OF ALLEN COUNTY

ACKNOWLEDGMENT

STATE OF Indiana
COUNTY OF Allen SS:

Before me, the undersigned, a Notary Public in and for said County and State, this 25th day of July, 19 77, personally appeared the within named Karl Jensen, Grantor in the above conveyance, and acknowledged the execution of the same to be their voluntary act and deed, for the uses and purposes herein mentioned.

IN WITNESS WHEREOF, I have hereunto set my name and affixed my official seal.

Notary Public - Arthur Wm. Fruechtenicht

y commission expires: June 8, 1979

INSTRUMENT K 7099

his instrument prepared by: Harvey M. Woodring

rantor(s) certify under oath that no Indiana gross income tax is due or payable
n respect to the transfer made by this deed.

2.50

77-020949 5- 2 - 8/1/7

S T R E E T D E D I C A T I O N

THIS INDENTURE WITNESSETH, that Karl Jensen OVER THE AGE OF TWENTY-ONE, of Allen County STATE OF Indiana, does hereby, in consideration of $ and other good and valuable consideration, dedicate to the CITY OF FORT WAYNE and to the public for street, sidewalk, and utility purposes, the following described real estate, to wit:

A part of Lots #2 and #3 in C. L. Centlivre Brewing Corporation Addition to the Cit of Fort Wayne, Indiana, and part of Old Feeder Canal in Northeast 1/4 of Section 35, Township 31, Range 12, and more particularly described as follows:

Commencing at the southeast corner of aforementioned Lot #3, thence south 87°-36' we along the south line of said lot 25.09 feet; thence north 19°-36' west 324.78 feet; thence north 18°-58' east 133.16 feet to the southwest right-of-way line of Spy Run Avenue; thence south 46°-49' east along the southwest right-of-way line of said avenue 21.31 feet; thence south 14°-42' east 148.7 feet to the east line of said Lot #2 thence along the east line of Lots #2 and #3 south 6°-29' east 140.20 feet and south 9°-16' east 135.0 feet to the point of beginning.

IN WITNESS WHEREOF, the said Karl Jensen has hereunto set his hand and seal, this 28th day of July, 1977.

Karl Jensen

1977 AUG -4 AM 8:54
ALLEN COUNTY RECORDER

ACKNOWLEDGEMENT

STATE OF Indiana

SS

COUNTY OF Allen

Before me, the undersigned, a Notary Public in and for said County and State, this 28th day of July, 1977, personally appeared the within named Karl Jensen, Grantor in the above conveyance, and ackno ledged the execution of the same to be his voluntary act and deed, for the uses and purposes herein mentioned.

IN WITNESS WHEREOF, I have hereunto set my name and affixed my official seal.

Notary Public
Arthur Wm. Fruechtenicht

My commission expires: June 8, 1979

This instrument prepared by: Harvey M. Woodring

Grantor (s) certify under oath that no Indiana gross income tax is due or payable in respect to the transfer made by this deed.

Approved By The
City Plan Commission
The 4 Day of August 1977
Gary Baxter

DULY ENTERED FOR TAXATION
AUG 4 1977
Jean D. Uebelhoer
AUDITOR OF ALLEN COUNTY

INSTRUMENT K 7097

— 77-020948 — 15 2 / H.I

STREET DEDICATION

THIS INDENTURE WITNESSETH, that Karl Jensen
VER THE AGE OF TWENTY-ONE, of Allen County
TATE OF Indiana, does hereby, in consideration of $
nd other good and valuable consideration, dedicate to the CITY OF FORT WAYNE and
o the public for street, sidewalk, and utility purposes, the following described
eal estate, to wit:

part of Lots 1, 2, and 3 in Stirlen's Subdivision, in the City of Fort Wayne, State f Indiana, and more particularly described as follows:

ommencing at the most easterly corner of aforementioned Lot #1, thence south 19°-16' est along the east line of Stirlen's Subdivision 77.0 feet, thence north 12°-59'-45" est 130.75 feet to the east right-of-way of Clinton Street, thence south 85°-54'-30" ast 18.5 feet along the south right-of-way of the intersection of Clinton Street nd Spy Run Avenue to the northeast line of Stirlen's Subdivision, thence south 4°-15' east along said northeast line 64.6 feet to the point of beginning.

IN WITNESS WHEREOF, the said Karl Jensen
as hereunto set his hand and seal, this 25th day of July, 1977

Karl Jensen

1977 AUG -4 AM 9:53
ALLEN COUNTY RECORDER

ACKNOWLEDGEMENT

TATE OF Indiana
SS
OUNTY OF Allen

efore me, the undersigned, a Notary Public in and for said County and State, this 25th day of July, 1977, personally appeared the within amed Karl Jensen, Grantor in the above conveyance, and acknowedged the execution of the same to be his voluntary act and deed, for the uses and urposes herein mentioned.

IN WITNESS WHEREOF, I have hereunto set my name and affixed my official seal.

Notary Public Arthur Wm. Fruechtenicht

My commission expires: June 8, 1979

This instrument prepared by: Harvey M. Woodring

Grantor (s) certify under oath that no Indiana gross income tax is due or payable in respect to the transfer made by this deed.

Approved By The
City Plan Commission
The 4 Day of August 1977
Gary Baeten

DULY ENTERED FOR TAXATION
AUG 4 1977
Jan D. Uebelhoer
AUDITOR OF ALLEN COUNTY

INSTRUMENT K 7098

65-1-6

This instrument has been approved by the Indiana State Bar Association for use by attorneys only. The s of a form of instrument, filling in blank spaces, striking out provisions, and insertion of special clauses, co the practice of law and should be done by an attorney.

77-021

RELEASE OF MORTGAGE

For a valuable consideration, it is hereby certified that a certain mortgage executed by Karl Jensen , on the 2 day of August 19 74, securing the principal sum of Twenty-five Thou and No/100-- Dollars ($ 25,000.0 which mortgage was duly recorded ~~in Mortgage Record~~------------------~~at pages~~ as Document Number 74-19777 in the office of the Recorder of Allen County, Indiana, on 23rd day of August 19 74 , ~~and subsequently assigned on the~~------~~day of~~----------------~~, 19~~----~~to the~~--- , ~~said as being duly recorded in Mortgage and Assignment Record~~------~~at page~~------~~in the Office of the~~ ~~of~~--------------~~County, State of Indiana on the~~------~~day of~~----------------, is hereby Released and Satisfied.

Dated this 28th day of July , 19 77.

Citizens National Bank of Whi

By: R. Alson Smith

~~By:~~ R. ALSON SMITH, SENIC

~~STATE OF~~---------------, ~~COUNTY OF~~---------------~~SS:~~

~~Before me, the undersigned, a Notary Public in and for said County and State this~~-----~~day of~~----

~~19~~----~~, personally appeared~~

~~and acknowledged the execution of the foregoing instrument. In witness whereof, I have hereunto subscribe name and affixed my official seal.~~

~~My commission expires:~~

~~NOTARY PUBLIC~~

1977 AUG 10 AM 9:00
ALLEN COUNTY RECORDER

STATE OF Indiana , COUNTY OF Whitley , SS:

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared R. ALSON SMITH, SENIOR VICE President and , Secretary kno to me to be such Officers of Citizens National Bank of Whitley County and acknowledged the ecution of the foregoing Release of Mortgage, as such officers, for and on behalf of said Corporation and by a thority of its Board of Directors.

Witness my hand and notarial seal this 28th day of July , 1977.

My commission expires: [illegible]

NOTARY PUBLIC

Debra Sue Warner

This instrument was prepared by Arthur W. Fruechtenicht , Attorney At Law

Bd of
Works bt

COPYRIGHT ALLEN COUNTY BAR ASSOCIATION 7-65

65- 1 -6 8/1/77 H.

77-021539

PARTIAL RELEASE OF MORTGAGE

For a valuable consideration, it is hereby certified that the following described real estate in Allen County, Indiana:

> A part of Lots #2 and #3 in C. L. Centlivre Brewing Corporation Addition to the City of Fort Wayne, Indiana, and part of Old Feeder Canal in Northeast 1/4 of Section 35, Township 31, Range 12, and more particularly described as follows:
>
> Commencing at the southeast corner of aforementioned Lot #3, thence south 87°-36' west along the south line of said lot 25.09 feet; thence north 19°-36' west 324.78 feet; thence north 18°-58' east 133.16 feet to the southwest right-of-way line of Spy Run Avenue; thence south 46°-49' east along the southwest right-of-way line of said avenue 21.31 feet; thence south 14°-42' east 148.7 feet to the east line of said Lot #2; thence along the east line of Lots #2 and #3 south 6°-29' east 140.20 feet and south 9°-16' east 135.0 feet to the point of beginning.

ALSO

> A part of Lots 1, 2, and 3 in Stirlen's Subdivision in the City of Fort Wayne, State of Indiana, and more particularly described as follows:
>
> Commencing at the most easterly corner of aforementioned Lot #1, thence south 19°-16' west along the east line of Stirlen's Subdivision 77.0 feet, thence north 12°-59'-45" west 130.75 feet to the east right-of-way of Clinton Street, thence south 85°-54'-30" east 18.5 feet along the south right-of-way of the intersection of Clinton Street and Spy Run Avenue to the northeast line of Stirlen's Subdivision, thence south 34°-15' east along said northeast line 64.6 feet to the point of beginning.

1977 AUG 10 AM 9:00
ALLEN COUNTY RECORDER

ALSO

> 10 feet strips of land adjacent and parallel to the above described parcels on both the East and West sides thereof.

is hereby released from the lien of that certain mortgage executed by Karl J[illegible]nsen, dated July 24, 1977, securing the principal sum of One hundred Thousand Dollars ($100,000.00) and which mortgage was duly recorded as Document Number 74-17333 in the office of the Recorder of Allen County, Indiana.

Bd. of Works by Ph. 7524

RELEASE
OF MORTGAGE

To

FORM APPROVED BY
INDIANA STATE BAR
ASSOCIATION

This release shall in no manner affect the lien of said mortgage as to the remainder of the real estate described therein and not hereby specifically released, and this document shall only be construed as a release from the lien of said mortgage of the real estate herein so specifically described.

Dated this 28th day of July, 1977.

CITIZENS NATIONAL BANK OF WHITLEY C

By: ______________________________
R. ALSON SMITH, SENIOR VIC

~~By:~~ ______________________________

STATE OF INDIANA)
) SS:
COUNTY OF WHITLEY)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared R. ALSON SMITH, SENIOR VICE President and ____________________ Secretary known to me to be such Officers of Citizens National Bank of Whitley County and acknowledged the execution of the foregoing Release of Mortgage, as such officers, for and on behalf of said Corporation and by authority of its Board of Directors.

Witness my hand and notarial seal this 28th day of July, 1977.

____
Notary Public

My Commission Expires
8-20-77

Debra Sue Warner

This instrument was prepared by Arthur W. Fruechtenicht, Attorney at Law.

FRONT

Monday, August 1, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar
Ursula Miller

Received Minutes of Meeting held on Thursday, July 28, 1977 at 3:30 p.m.

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3. Received sidewalk applications:

Approved and permits issued.

334 S. Cornell ---------------Don Till
902 Goshen Ave. ---------------Don Till
940 High ---------------------- Ned Keener Const. Co.
946 High ---------------------- Ned Keener Const. Co.
911 Parkview ------------------ Ned Keener Const. Co.
701 W. Rudisill --------------- Ned Keener Const. Co.
1510 Runnion ------------------ A. Molargik

4. Received pole line application:

Approved and permit issued.

Winchester Road, approximately 750' south
of Nightfall Road--------- Ind. & Mich. Elec. Co.

5. AWARD CONTRACT:
Received tabulation and recommendation prepared by the Street Engineering Department for Improvement Resolution No. 5769-1977 for the painting of Street Department Building - Lafayette Street Complex.

Award contract to John's Painting and Decorating Company at and for his bid in the amount of $4,780.00 subject to councilmanic approval.

Ordered Street Engineering Department to prepare contract and necessary documents.

6. Received Partial Release of Mortgage from Citizens National Bank of Whitley County over following described real estate:

Accepted. A true copy is incorporated.

Ordered Street Engineer to record.

A part of Lots #2 and #3 in C. L. Centlivre Brewing Corporation Addition to the City of Fort Wayne, Indiana, and part of Old Feeder Canal in Northeast 1/4 of Section 35, Township 31, Range 12, and more particularly described as follows:

Commencing at the southeast corner of aforementioned Lot #3, thence south 87^{0} - 36' west along the south lien of said lot 25.09 feet; thence north 19^{0} -36' west 324.78 feet; thence north 18^{0}-58' east 133.16 feet to the southwest right-of-way line of Spy Run Avenue; thence south 46^{0} -49' east along the southwest right of way line of said avenue 21.31 feet; thence south 14^{0}-42' east 148.7 feet to the east line of said Lot #2; thence along the east line of Lots #2 and #3 south 6^{0}-29' east 140.20 feet and south 9^{0} -16' east 135.0 feet to the point of beginning.

ALSO

A part of Lots 1, 2 and 3 in Stirlen's Subdivision in the City of Fort Wayne, State of Indiana and more particularly described as follows:

Commencing at the most easterly corner of aforementioned Lot #1, thence south 19°-16' west along the east line of Stirlen's Subdivision 77.0 feet, thence north 12°-59'-45" west 130.75 feet to the east right of way of Clinton Street, thence south 85°-54'30" east 18.5 feet along the south right-of-way of the intersection of Clinton Street and Spy Run Avenue to the northeast line of Stirlen's Subdivision, thence south 34°-15' east along said northeast line 64.6 feet to the point of beginning.

ALSO

10 feet strips of land adjacent and parallel to the above described parcels on both the East and West sides thereof.

All in connection with Street Dedication from Karl Jensen for construction of Spy Run Phase I.

7. Received Street Dedication from Karl Jensen whereby he dedicates to the City of Fort Wayne, Indiana, a part of Lots 1, 2 and 3 in Stirlen's Subdivision, in the City of Fort Wayne, State of Indiana, and more particularly described as follows:

Commencing at the most easterly corner of aforementioned Lot #1, thence south 19°-16' west along the east line of Stirlen's Subdivision 77.0 feet, thence north 12°-59'-45" west 130.75' to the east right of way of Clinton Street, thence south 85°-54'-30" East 18.5 feet along the south right of way of the intersection of Clinton Street and Spy Run Avenue to the northeast line of Stirlen's Subdivision, thence south 34°-15' east along said northeast line 64.6 feet to the point of beginning.

All in connection with construction of Spy Run Phase I.

Approved. A true copy is
herein.
This dedication of Street
was made a matter of reco
and is on file in the Offi
of the Board of Public Wor

Sent to Street Engineer fo
recording.

8. Received Street Dedication from Karl Jensen whereby he dedicates to the City of Fort Wayne, Indiana, a part of Lots #2 and #3 in C. L. Centlivre Brewing Corporation Addition to the City of Fort Wayne, Indiana, and part of Old Feeder Canal in Northeast 1/4 of Section 35, Township 31, Range 12, and more particularly described as follows:

Commencing at the southeast corner of aforementioned Lot #3, thence south 87°-36' west along the south line of said lot 25.09 feet; thence north 19°-36' west 324.78 feet; thence north 18°-58' east 133.16 feet to the southwest right of way line of Spy Run Avenue:

All in connection with construction of Spy Run Phase I.

Approved. A true copy is i
herein.
This dedication of Street wa
made a matter of record and
is on file in the Office of
Board of Public Works.

Sent to the Street Engineer
recording.

thence south 46°-49' east along the southwest right of way line of said avenue 21.31 feet; thence south 14°-42' east 148.7 feet to the east line of said Lot #2; thence along the east line of Lots #2 and #3 south 6°-29' east 140.20 feet and south 9°-16' east 135.0 feet to the point of beginning.

Received Grant of Permanent Easement whereby Karl Jensen conveys without warranty the following to the City of Fort Wayne, Indiana, a permanent easement with the right, privilege and authority to lay, install, construct, operate, maintain, repair, renew and replace mains and a line or lines of pipe through and across the real estate described as follows:

Commencing at the intersection of the north property line of Lot 4 C.L. Centlivre Brewery Addition to the City of Fort Wayne and the new right of way line of Spy Run Avenue; thence north 261' along said west right of way line; thence at a 90° deflection right a distance of 80' to the intersection of the new east right of way line of Spy Run Avenue, the point of beginning; thence with a deflection right of 24° a distance of 100' ± to the west water's edge of the St. Joseph River; thence at an interior angle 90° to the left a distance of 14'; thence left at an interior angle of 90° a distance of 110' ± to the intersection of the new east right of way line of Spy Run Avenue; thence south along said right of way line of py Run Avenue to the point of beginning.

All in connection with construction of Spy Run Phase I.

Approved. A true copy is incorporated herein.

Ordered sent to the Street Engineering Department for recording.

Received Grant of Permanent Easement whereby Karl Jensen conveys without warranty the following to the City of Fort Wayne, Indiana, a permanent easement with the right, privilege, and authority to lay, install, construct, operate, maintain, repair, renew and replace mains and a line or lines of pipe, with all necessary and convenient services, pipes, lines, connections, motors, and other equipment and appurtenances, for the transportation and distribution of water and/or sewage to the Grantee and to other persons, firms and corporations and to the public in general in, upon, along, over, under, through or across the real estate described below and being as follows:

Commencing at the intersection of the north right of way of Edna Street and the west right of way of Spy Run; thence west 201.5 feet along the north right of way of Edna Street; thence north 201 feet along a line 5 feet west of and parallel to the west property line of Lots 5 and 4 C.L. Centlivre Brewery Add. to the City of Fort Wayne, the point of beginning, thence on a line with a deflection to the right of 51°27' a distance of 227 feet ±; thence at an interior angle to the left of 110° 48' for a distance of 18 feet; thence at an interior angle to the left of 69° 12' a distance of 225 feet; thence at an interior angle to the left of 128°33' for a distnace of 20 feet ± to the point of beginning.

All in connection with construction of Spy Run Phase I.

Approved. A true copy of which is incorporated herein.

Ordered sent to the Street Engineering Department for recording.

11. Received a request from Worthman Homes, Ron Flohr, 5800 Fairfield, for permission to barricade the 7200 block of Winchester Road from Nightfall to L. Huntington Road on Monday, August 1, 1977 from 9:00 a.m. till 5:00 p.m. PURPOSE: Install 6" water line.	Approved and permit issued.
12. Received a request from Mary Carney, 2720 Nordholme, for permission to barricade Nordholme Drive from Charlotte to Kenwood on Saturday, September 1), 1977 from 12:00 Noon till 6:00 p.m. PURPOSE: Block party.	Approved and permit issued.
13. Received a request from Northcrest Civic Association, 6002 Beaumont Drive, (Karen Perry) for permission to hold a parade on Saturday, September 10, 1977 from 9:30 a.m. till 10:00 a.m. Route to be traveled: Start at intersection of Riviera and Catalina, down Catalina to Northcrest to North Stony Run Lane to Archwood Lane and end at intersection of Archwood and Brighton. PURPOSE: Kiddy jamboree.	Approved and permit issued.
14. Received Sidewalk and Curb Resolution No. 5770-77 final plans, estimate, specifications and property ownership list, prepared by the Street Engineering Department for partially constructing sidewalk and 100% curbs (including center island parkstrip curbs) from the north curb line of Forest Avenue to the south curb line of State Boulevard. Project on St. Joe Boulevard.	Approved and adopted. A true copy of which Resolution No. 5770-1977 is incorporated by reference herein and appears in minutes herein under Resolution No. 5770-1977. Advertise Notice to Property Owners August 5 and August 12, 1977. Hearing on Confirmation Thursda August 25, 1977 at 3:30 p.m. Notices to be mailed on August 12, 1977.
15. Received a petition for the installation of curbs on Buena Vista Drive - 2508 to 2518 east side and 2509 to 2609 west side.	Ordered Street Engineering to investigate and report. Board Order No. 137-77.
16. Received a petition for the installation of street lighting on Buena Vista Drive in the 2500 and 2600 block.	Ordered Street Lighting Engineer to investigate and report. Board Order NO. 138-77.
17. Received Special Sewer Permit for John Hartman Construction Company, prepared and approved by the Water Pollution Control Engineering Department and Performance Bond of Graber Homes, Inc. to construct Lofton Woods Relief Storm Sewer. John Hartman Construction Company is to perform the construction work.	Approved and Special Sewer Permit issued. Board Order No. 23-77.
18. Received Agreed Order by and between the Public Works of the City of Fort Wayne and Indiana Stream Pollution Control Board setting a new compliance schedule for Three Rivers Filtration Plant and fining City $10,000.00 which shall be suspended upon substantial compliance with schedule.	Approved. A true copy of which Agreed Order is incorporated here

[illegible] 5-[illegible]

9. WHEREAS M. Miriam Valentine has petitioned and requested the Fort Wayne City Plan Commission for vacation of the f ollowing public dedicated utility easement in Allen County, Indiana to wit: A three (3) foot easement: Starting at a point on the southwest corner of the above mentioned lot proceed in an easterly direction along the south property line for a distance of 132 feet to the east property line; thence in a northerly direction along the east property line for a distance of three feet; thence in a westerly direction along a line, parallel to the south property line for a distance of 132 feet to the west property line for a distance of three feet and to the point of starting Lot #19 Baltes Flemming Esmond Addition.	Approved and ordered sent to City Plan Commission for handling.
Received Special Sewer Permit for AMFED SERVICE CORP., prepared and approved by the Water Pollution Control Engineering Department. Waive of normal performance bond granted. 25% maintenance bond will be issued for period of one year at time of acceptance. Permit is for construction of a storm sewer known as Papermill Bluffs, Section I. The Northeastern Construction Company, Inc. is to perform the construction work.	Approved and Special Sewer Permit issued.
Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of Northeastern Construction Co., Inc. with Guaranty Bond in the amount of $8,000 signed by American States Insurance Company for Lofton Woods Section III - Storm Sewer.	Approved. Ordered acceptance letter written.
Received Special Sewer Permit for The Knolls Corporation prepared and approved by the Water Pollution Control Engineering Department, for construction of storm sewers known as The Knolls, Sections I and II. Gordon Landscaping is to perform the construction work. No Performance Bond is required. 25% maintenance bond will be issued for period of one year at time of acceptance.	Approved and Special Sewer Permit issued.
Received invoice No. 3 of Brooks Construction Co., Inc. in the amount of $10,896.70, prepared and approved by the Street Engineering Department for work on Resolution No. 5722-1977 - West Central Impact Area N.P.I.	Approved and ordered paid by Community Development and Planning.
Received invoice No. 3 of Hipskind Asphalt Corporation in the amount of $9,078.77, prepared and approved by the Street Engineering Department for work on Resolution No. 5733-1977 - Oxford Impact area.	Approved and ordered paid by Community Development and Planning.
Received Agreement by and between the City of Fort Wayne by and through its Board of Public Works and Consolidated Rail Corporation to construct a grade crossing warning device on Ewing Street extending over Fourth Street in connection with New Wells Street bridge.	Approved. A true copy of which Agreement is incorporated herein.

26.	Received Change Order No. 2 of Bercot, Inc. in the amount of $12,527.60 prepared and approved by the Water Pollution Control Engineering Department for Sewer Resolution No. 844-1977 - Lakehurst	Approved and ordered se to the Common Council c Tuesday, August 9, 1977 t 8:00 p.m.
27.	Received a request from Martin, Inc.,(Tim Martin) P. O. Box 522, for permission to barricade the south lane of Berry Street at Calhoun beside Koerber-Baber Jewelers on Wednesday, August 3, 1977 from 9:00 a.m. till 3:00 p.m. PURPOSE: Parking crane to take elevator equipment off Gettle Building roof.	Approved and permit iss d.
28.	Received a request from Chester Clear, Street Department (Asphalt Plant), for permission to barricade Warren from Maumee to Winch on Sunday, August 28, 1977 from 7:00 a.m. till 10:00 p.m. PURPOSE: Moose Picnic.	Approved and permit issu .
29.	Received Agreement between City of Fort Wayne and Graham-Ewing Properties concerning encroachment on an existing utility easement adjacent to Lots 321, 322 and 323 in Hanna's Addition to the City of Fort Wayne.	Approved. On file in the Board of Public Works.
30.	Received quotations from the Purchasing Agent for the proposed purchase of Water Meters for the Water Maintenance and Service on a Blanket Purchase: HERSEY METER PRODUCTS --------- Estimated $5,788.51 ROCKWELL INTERNATIONAL METER--- Estimated $106,258.00	Through the recommendatio of the Purchasing Agent the d of Hersey Meter Products was ccepted under Blanket Purchase Or No. 9010, dated June 7, 1977, the estimated amount of $5,788 1. Also, the bid of Rockwell ter- national Meter was accept under Blanket Purchase Or r No. 9009, dated June 7, 19 in the estimated amount of $106,258.00. Ordered purchase orders se to the Common Council on Tues , August 9, 1977 at 8:00 p.m
31.	Received Street Dedication of Community Drive whereby Robert R. Braunlin, Pres. U.P.D., Inc. of Allen County, Indiana, dedicates same to the City of Fort Wayne, Indiana, and the public for street, sidewalk and utility purposes.	Approved and on file in th Board of Public Works.

Meeting adjourned at 11:00

Henry P. Wehren

Ethel H. La Mar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Ursula Miller, Secretary and Clerk

Wednesday, August 3, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar
Ursula Miller

Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

Received street cut applications:

Approved and permits issued.

2111 Alabama - City Utilities
Barr St. S. at Rudisill - "
2434 Broadway on Huestis - NIPSCO
2525 Carlton Ct. - "
1400 S. Clinton on Baker - Dailey Asphalt
234 E. Dewald - NIPSCO
1755 Hale - "
(alley) 824 W. Packard - "
2105 W. Packard - "
Pemberton, Forest and Randallia
(parkstrip - bore) - H.K. Oyler, III
2405 Perth / Harvester - Mac's Sewer Service
1927 E. Pontiac - NIPSCO
1811 Production Rd. - "
4226 Reed St. - "
1509 Taylor / on Riedmiller - "
200 blk. E. Rudisill - City Utilities
NE of Colerick & Bowser - NIPSCO
1226 Ewing - "
2716 Bolton - "
2208 Chestnut (alley) - "
536 E. Dewald - Troy Wilson
along Elmrow to intersection of Gaywood - NIPSCO
5230 Forest - "
2101 L. Huntington Rd. - "
2914 Indiana - "
E. Foster Parkway & Clinton - City Utilities
Hartman Rd. from Westover 790' south - NIPSCO
Lexington W/Clinton - City Utilities
5130 New Haven Ave. - NIPSCO
Purdue, W. State, Tyler, Princeton,
North Highland, Stanford, Cambridge,
Irene, Clifton Hills and Trinity ---- NIPSCO
412 E. Washington (alley) - "
800 Webster (alley) - "

4. Received private sidewalk application:

4215 Tacoma -------- T. Tomei

Approved and permit issue

5. Received final assessment roll, prepared by the Water Pollution Control Engineering Department for Sanitary Sewer Resolution No. 873-1976 for serving Anthony Boulevard, Gable Road area (Southdale Park Addition).

CONFIRMED and ordered sent to the Department of Finar

6. Received final assessment roll, prepared by the Water Pollution Control Engineering Department for Sanitary Sewer Resolution No. 875-1976 for Manford, Evans, Wayne Trace and Turpie Streets.

CONFIRMED and ordered sent Department of Finance.

7. Continued from July 20, 1977
AWARD CONTRACT:

In the matter of Bench Model Gas Chromatograph on which bids were received on July 6, 1977, the Board now awards contract.

Continued to August 17, 197

8. Continued from July 27, 1977
AWARD CONTRACT:

In the matter of Water Contract No. 7711 on Getz Road - Westland Mall - on which bids were received on July 13, 1977, the Board now awards contract.

Continued to August 10, 197

9. Received Change Order No. 1 of Carrington and Associates in the amount of $351.50 prepared and approved by the Street Engineering Department for Sidewalk Resolution No. 5766-1977 for Cherokee Road.

Approved.

10. Received Invoice #1 of L. W. Dailey, Inc. in the amount of $28,316.36 prepared by Street Engineering Department for Sidewalks on St. Joseph Boulevard - Resolution No. 5745-1976. (Lake to Forest).

Approved and ordered paid fron Encumbered Funds Account #34-424-200, P.O. 00031.

11. Received Invoice No. 3 of Dailey Asphalt Products Company in the amount of $23,944.15 prepared by the Street Engineering Department for Resurfacing Resolution No. 5719-1977 - Taylor and Superior Streets.

Approved and ordered paid from Encumbered Funds Account #34-423-200, Purchase Order No. 00002.

12. Received preliminary plans for ornamental lighting in the Northwest Central Neighborhood Area for the following streets:

    1. Andrew Street from Fourth Street to Spring Street.
    2. Fourth Street from Barthold to Sherman Street.
    3. Third Street from Barthold to Sherman Street.
    4. Barthold Street from High to Third Street.
    5. Wefel Street from High to Third Street.

Approved. Board Order No. 141-77 issued.

Ordered Street Lighting Engineing Department to prepare fina engineering for ornamental lighting.

Received invoice from Beveridge, Fairbanks & Diamond in the amount of $122.28 for services on FPC Hearings for the last two years on the I & M Wholesale Rate Case #E-7740. (Final Bill).	Approved and ordered City Utilities to pay invoice.
Received a request from Claude Grimes (Douglas Street Center) 1418 Cypress Lane, for permission to barricade the 400 block of Douglas between Lafayette and Clay Streets on Saturday, September 3, 1977 from 11:00 a.m. till 3:00 p.m. PURPOSE: Block Party.	Approved and permit issued.
Received a request from Grace United Church (Pastor Derhacke) 4120 S. Webster, for permission to barricade Webster from Lexington one-half block north - place single barricade at Branning Avenue on Monday, August 15, 1977 through Friday, August 19, 1977 from 10:00 a.m. till 11:00 p.m. each day. PURPOSE: Playground activities for Vacation Bible School.	Approved and permit issued.
Received preliminary plans and cost estimate for a gravity sewer to eliminate Glenwood Park Lift Station Elimination Sanitary Sewer.	Approved. Ordered final plans and specifications be prepared by the Water Pollution Control Engineering Department. Board Order No. 142-1977.

Meeting adjourned at 11:10 a.m.

Henry P. Wehrenberg

Earl W. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Thursday, August 4, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. WEHRENBERG, E. H. LA R Ursula Miller
Received Minutes of Meetings held on Monday, August 1, 1977 at 9 a.m. and Wednesday, August 3, 1977 at 9 a.m.	
1. HEARING ON CONFIRMATION OF ASSESSMENT ROLL: Sidewalk Improvement Resolution No. 5739-1976 for partial removal and replacement of curbs and sidewalk fronting the east 33' of the north 102' of Lot #5 of Hanna's Out Lots - Harmar and Madison.	The Board determined the be fits as indicated. Ordered the Street Engineer g Department to prepare Final ssess- ment Roll.
2. HEARING: Resolution No. 64-298-7 for Amending Water Pollution Control General Rules and Regulations to rescind Article #7, Deposits, and add articles as follows: 8. Major Contributory Industry 9. Control Manholes 10. Grease and Sand Traps 11. Initiation of Sewerage Billing	CONFIRMED.
3. Received Contract of Architectural Graphics, Inc., in the amount of $3,400.00 prepared and approved by Grinsfelder-McArdle Associates, Inc., for Interior Signage in the New Senior Citizen Center, 300 Block West Main Street. Certificate of Insurance signed by Hartford Accident & Indemnity Company.	Approved.
4. Received driveway applications: 6416 Azalea Dr. ----------- Hilton Morris 1623 Darien Dr. ----------- Mishler Blders, Inc. 6111 Highgate Place ------- Benchmark Homes S/E Cor. Spring & St. Marys access on Spring St.--- R. Dalrymple	Approved and permits issued.

Received Contract of Nobis Construction Company, Inc., Guaranty and Liability Bonds in the amount of $66,940.00 prepared by the Water Pollution Control Engineering Department signed by Fidelity and Deposit Company of Maryland for Sanitary Sewer Improvement Resolution No. 292-1977. Getz Road Area.	Approved and ordered sent to the Common Council on Tuesday, August 23, 1977 at 8:00 p.m.
Received Contract of Rieth-Riley Construction Company, Inc., Guaranty and Liability Bonds in the amount of $58,495.25 prepared by the Street Engineering Department signed by Reliance Insurance Company for Resolution No. 5763-1977 for Renovation and Repair of Street Department Parking Lot.	Approved and ordered sent to the Common Council on Tuesday, August 23, 1977 at 8:00 p.m.
7 Received Contract of John Dehner, Inc., Guaranty and Liability Bonds in the amount of $22,000.00 prepared and approved by the Water Engineering Department signed by United States Fidelity & Guaranty for Water Contract No. 77-1 for construction of Old Trail Water Main Lowering at Belle Vista Boulevard.	Approved and ordered sent to the Common Council on Tuesday, August 23, 1977 at 8:00 p.m.
8 Received Water Contract No. 7716, prepared by the Water Engineering Department between Colony Heights, Inc. and Fort Wayne Water Utility for Richfield Lane, Treverton Drive, Mercer Court, Richfield Court and Leighton Lane, all in Crown Colony, Section "J".	Approved. Ordered sent to the Water Engineer for handling.
Received Water Contract No. 7712, prepared by the Water Engineering Department between AMFED SERVICE CORP. and Fort Wayne Water Utility for Inland Trail, Papermill Crossing, Sawmill Run, Frenchman's Crossing, Shorecrest Drive, Milford Court and Lancashire Court all in PAPERMILL BLUFFS, SEC. I.	Approved. Ordered sent to the Water Engineer for handling.
Received Water Contract No. 7714, prepared by the Water Engineering Department between LIECHTY & ASSOCIATES, INC, and Fort Wayne Water Utility for Hollendale Drive, Wildrose Court and Maple Bluff Court all in SHORDON ESTATES, SECTION III.	Approved. Ordered sent to the Water Engineer for handling.
Received Special Sewer Permit for AMFED SERVICE CORP., prepared and approved by the Water Pollution Control Engineer, for the construction of Sanitary Sewers ONLY known as Papermill Bluffs, Section I. Performance Bond waived. 25% maintenance bond will be submitted before acceptance by the City.	Approved and permit issued.
Received Special Sewer Permit for Colony Heights, Inc. prepared and approved by the Water Pollution Control Engineer, for the construction of sanitary sewers known as Crown Colony, Section "J" Sanitary Sewers.	Approved and permit issued.
Received a request from Phyllis Zahn, 1814 Vance Avenue, for permission to barricade Vance Avenue from Anthony to Buena Vista Drive on Sunday, August 21, 1977 from 11:00 a.m. till 8:00 p.m. PURPOSE: Block Party.	Approved and permit issued.

14.	Received a request from House of Pines (Mike Taylor) 3426 L. Huntington Road, for permission to barricade the downtown area on August 7, 8 and 9, 1977 from 9:00 p.m. till 12:00 Midnight. PURPOSE: Hanging United Fund signs.	Approved and permit issued.
15.	Received a request from South Wayne Baptist Church (Mrs. James A. Grubbs) 910 Cottage Avenue, for permission to barricade Cottage Avenue between Beaver and Indiana on August 13, 1977 from 3:30 p.m. to 8:30 p.m. PURPOSE: Ice cream social for Girl's Fellowship Guild.	Approved and permit issued.
16.	Received a request from Mrs. Robert Mentes, 708 Kinnaird Avenue, for permission to barricade Kinnaird Avenue between South Wayne and Indiana (700 thru 800 block) on Saturday, Sept. 10, 1977 from 9:00 a.m. till Midnight. PURPOSE: Block Party.	Approved and permit issued.
17.	Received a request from East Wayne Street Center (Walter Earl) 801 E. Wayne Street, for permission to barricade the 800 block of Francis Street from E. Berry to E. Wayne Streets on Tuesday, August 9, 1977 from 12:30 p.m. till 2:30 p.m. PURPOSE: Block Party. (recreation for kids).	Approved and permit issued.

Meeting adjourned at 11:00 a.m.

Henry P. [illegible]

Ethel H. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Wednesday, August 10, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, E. H. Lamar Ursula Miller
1. Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2. Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3. Received private sidewalk applications:	Approved and permits issued.

2915 Broadway ------------- D. C. Howard
2228 Smith ---------------- Joe's Home Imp.
1215 Taylor St. ----------- Paul E. Frantz
2032 St. Joe Blvd. -------- Crown Const., Inc.

4. Received street permit applications:	Approved and permits issued.

335 W. Berry (alley) - NIPSCO
346 W. Wayne (alley) - "
420 W.Wayne (alley) - "
1300 Broadway - City Utilities
(alley) 3316 Central - NIPSCO
3514 S. Clinton - "
Intersec. Colerick & Bowser - "
3813 Eastway Drive - "
1226 Ewing - "
1200 W. Foster Parkway (prkstrp) - City Utilities
2223 Grandeur - NIPSCO
5235 Lake (prkstrp) - City Utilities
(alley) 3616 Lillie - NIPSCO
2425 Lillie - "
(alley) -149 Monroe - "
4020 Northrop - "
1638 Richardson - "
2940 Smith - "
Wallace (alley) - Rieth-Riley
412 E. Washington (alley) - NIPSCO
454 W. Wayne (allely) - "
800 Block Webster (alley) - "
2924 S. Calhoun (alley) - "
723 Kinnaird (alley) - "
(alley) S. of Berry and E/Webster - NIPSCO
2731 Brooklyn (sdw.) -
Cornell Circle, Seminole Circle
and S. Harrison -
Furge Dr. and Reed Rd. (prkstrp) - City Utilities
3630 Hobson Rd. - Dailey ASphalt
421 W. Lenox - Nipsco
3330 Northrop - F.J. Tibbits Const.
6301 Reed Rd. (prkstrp). - City Utilities
6303 Reed Rd. (prkstrp) - "

6010 Waycross Dr. ---------- NIPSCO
4311 Gaywood (alley) - "
Intersec. Nelson & Guthrie - "
1506 E. Pontiac - "
1508 Wells - "
3918 Weisser Park (alley) - "

5. Received driveway applications:

6101 Countess Dr. ------------Leichty & Assoc.
2215 Crescent ----------------Ft. Wayne Nat'l. Bank
1804 Holly -------------------Delagrange Homes
3101 Inwood Dr. --------------Delagran ge Homes
1519 Lofton Way --------------Leichty & Assoc.
1523 Lofton Way --------------Leichty & Assoc.
1726 Lofton Way --------------Leichty & Assoc.
1613 Ranford -----------------Leichty & Assoc.
708 Snowfall Rd. -------------Worthman Homes
732 Snowfall Rd. -------------Worthman Homes
901 W. State Blvd. -----------Brooks Const. Co.
500 Wallace St. --------------Rieth-Riley

Approved and permits issue

6. Received Final Assessment Roll prepared by the Street Engineering Department for Sidewalk Improvement Resolution No. 5739 for partially removing and replacing the sidewalk and curbs fronting the east 33' of the north 102' of Lot #5 of Hanna's Out Lots.

CONFIRMED and ordered sent to the Department of Finance

7. Continued from August 3, 1977
AWARD CONTRACT:

In the matter of Water Contract No. 7711 on Getz Road - Westland Mall - on which bids were received on July 13, 1977, the Board now awards contract.

Rescind all action on previou bids

Ordered the Water Engineerin e-
partment to prepare new speci cati
and receive invitational bids n
developer's behalf.

8. RECEIVE BIDS:

Street Lighting Resolution No. 122-1977 for installation of lighting in Northcrest Woods Addition more specifically defined as Brighton Drive from the south property line of Lot 82 Northcrest Woods Addition to Dartmouth Drive, Dartmouth Drive from Catalina Avenue to Washington Center Road, Northcrest Drive from Catalina Avenue to Dartmouth Drive and Riviera Drive from Catalina Avenue to Washington Center Road:

N. G. GILBERT	$16,420.00
SCHMIDT ELECTRIC COMPANY	$16,002.40
T - F CONSTRUCTION CORP.	$15,481.50

Referred to the Street Lightin
Enginering Department for tabu ti
and report.

Award contract on Wednesday, August 17, 1977 at 9:00 a.m.

9. Received invoice No. 2 of Wayne Asphalt and Construction Co., Inc., in the amount of $5,283.25, prepared and approved by the Street Engineering Department for resurfacing work on Resolution No. 5744-1977 - Fifth and Sixth Councilmanic District.

Approved and ordered paid from
cumbered funds #34-423-200 -
P. O. No. 00017.

1.	Received Invoice No.2 of Hipskind Asphalt Corporation, in the amount of $17,254.38, prepared and approved by the Street Engineering Department for Resolution No. 5740-1976 for resurfacing Glenwood from Anthony to Leroy.	Approved and ordered paid from encumbered funds No. 34-423-200, Purchase Order No. 00015.
1.	Received Invoice No. 9 of Dailey Asphalt Products Company, in the amount of $5,300.00, prepared and approved by the Street Engineering Department for Resolution No. 5688-1975 - Contract "C" Spring Street.	Approved and ordered paid from Street Bond Issue.
2.	Received quotation from the Purchasing Agent for the proposed purchase of sand and gravel for Three Rivers Filtration Plant: CAPITAL IMPROVEMENT BUDGET FOR 1977 - NORTHERN GRAVEL COMPANY -------- $2,840.00	Approved under Purchase Order No. 9127, dated August 4, 1977, in the amount of $2,840.00 to Northern Gravel Company. Ordered sent to the Common Council on Tuesday, August 23, 1977 at 8:00 p.m.
3.	Received quotations from the Purchasing Agent for the purchase of air compressors for the Water Maintenance & Service Department: STOCKBERGER MACH., INC. ----------- $21,275.00 KORTE BROS., INC. ----------------- $24,148.0 NEW CASTLE ENGINEERING CO. -------- $32,470.00	Approved bid of Stockberger Machinery, Inc. in the amount of $21,275.00 covered by Purchase Order No. 9124, dated August 3, 1977. Ordered sent to the Common Council on Tuesday, August 23, 1977 at 8:00 p.m.
4.	Received quotations from the Purchasing Agent for the purchase of valves and sleeves for the Water Maintenance and Service Department: CLOW CORPORATION -------------- $4,849.72 WATER WORKS SUPPLIES ---------- incomplete TREATY COMPANY ---------------- $5,715.00	Through the recommendation of of the Purchasing Agent, the bid of Clow Corporation was accepted in the amount of $4,849.72, under Purchase Order No. 9143, dated August 8, 1977. Ordered sent to the Common Council on Tuesday, August 23, 1977 at 8:00 p.m.
5.	Received contract and Performance Bond of Nobis Construction Company, Inc., in the amount of $54,385.00, prepared by the Water Engineering Department signed by Fidelity and Deposit Company of Maryland for Water Contract No. 77-XP_1 - for construction of Getz Road -Colony Bay Road Connecting Feeder Main.	Approved and ordered sent to the Common Council on Tuesday, August 23, 1977 at 8:00 p.m.
6	Received Change Order No. 1 of Earth Construction & Engineering, Inc., in the amount of $1,265.00, prepared and approved by the Water Pollution Control Engineering Department, for Resolution No. 288-76 - Valley Hills Estates.	Approved and ordered sent to the Common Council on Tuesday, August 23, 1977 at 8:00 p.m.
7	Received Change Order No. 1 of Hipskind Asphalt Corporation, in the amount of $40,017.00, prepared and approved by the Water Pollution Control Engineering Department, for Resolution No. 287-1976 - Monarch Park Drain Improvement.	Approved and ordered sent to the Common Council on Tuesday, August 23, 1977 at 8:00 p.m.

18. Received Invoice No. 1 (FINAL) of Hambrock Electric, Inc. in the amount of $1,711.00, prepared and approved by Michael F. Popp, Architect, for Electrical Work on Nebraska Community Center -(Old Fire House #7).	Approved and ordered paid by Community Development a Planning.
19. Received Invoice No. 4 for Moellering Construction Company, Inc. in the amount of $11,988.90, approved and prepared by Grinsfelder-McArdle Associates, Inc. for Senior Citizen Center, Plaza, Walks, and related amenities.	Approved and ordered paid from Redevelopment Funds.
20. Received Invoice of Grinsfelder-McArdle Associates, Inc. in the amount of $990.73 for architectural services rendered from June 1, 1977 thru July 31, 1977 for Furnishings and Equipment for Senior Citizen Center. Invoice No. 11.	Approved and ordered paid from Account 34-409-200 Encumbered, P.O. 00079.
21. Received Invoice of Grinsfelder-McArdle Associates, Inc. in the amount of $221.15 for architectural services rendered from June 1, 1977 thru July 31, 1977 for Plaza and Landscaping for Senior Citizen Center. Invoice No. 12.	Approved and ordered paid from Account 34-409-200 Encumbered, P.O. 00079.
22. Received a petition for the installation of sidewalk in front of 1925 Spy Run Avenue.	Ordered the Street Engineerin Department to investigate and report. Board Order No. 147-77.
23. Received inspection report, from the Water Pollution Control Engineering Department and Completion Affidavit of Jensen Enterprises, Inc., with Guaranty Bond in the amount of $11,000.00 signed by Peoples Trust Bank for Manor Park Addition, Section "A" On-site Sewer.	Approved. Ordered acceptance letter written.
24. Received inspection report, from the Water Pollution Control Engineering Department and Completion Affidavit of Jensen Enterprises, Inc., with Guaranty Bond in the amount of $11,000.00 signed by Peoples Trust Bank for Manor Park Sanitary Sewer Section "B"	Approved. Ordered acceptance letter written.

Meeting adjourned at 11:50 a.m.

Henry P. Wehrenberg

Ethel W. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Thursday, August 11, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT — E. H. LAMAR
Ursula Miller, Secretary and Clerk — Ursula Miller

NO QUORUM PRESENT, MEETING CONTINUED TO THURSDAY, AUGUST 18, 1977 at 3:30 p.m.

1. Continued from Friday, July 8, 1977
HEARING ON CONFIRMATION:

Sidewalk Improvement Resolution No. 5761-1977 Southwood Park Addition - for the installation of sidewalk repair on the following streets:

Sherwood Terrace from Hartman Rd. to the alley east of Arlington.
Maple Grove Avenue from Beaver to the alley east of Arlington.
Crestwood from Sherwood Terrace to Westover Rd.
Sunset Drive from Crestwood Drive to Stratford Road.
Korte Lane from Sunset Drive to Stratford Road.
Westover Road from Hartman Road to Drury Lane.
Stratford Road from Pettit Avenue to Old Mill Road.
Old Mill Road from Pettit Avenue to Westover Road.
Prange from Beaver Avenue to Tacoma Road.
Pasadena Drive from Beaver Avenue to alley east of Arlington.
Pembroke Lane from Westover Road to Indiana Avenue.
Drury Lane from Westover Road to Indiana Avenue.
Maxine Drive from Lexington Avenue to Indiana Avenue.
Lexington Avenue from Old Mill Road to alley east of Tacoma.
Beaver Avenue from Pettit Avenue to Lexington Ave.
Indiana Avenue from Pettit Ave. to Rudisill Blvd.
Tacoma Avenue from Pettit Avenue to Rudisill Blvd.
South Wayne Avenue from Pettit Avenue to Pasadena Dr.
Arlington from Pettit Avenue to Pasadena Drive.
Branning from Indiana Avenue to alley east of Tacoma.
West Foster Parkway from Indiana Avenue to alley east of Tacoma Avenue.
ALSO: West side of Fairfield Avenue from Pettit Avenue to Sherwood Terrace.

2 Continued from July 28, 1977
HEARING ON CONFIRMATION:

Sidewalk Improvement Resolution No. 5768-1977 for partially removing and replacing sidewalk and curb on Grant Avenue from the south property line of Luther Street as platted west of Grant Street to the north property line of Norfolk and Western Railway - both sides of street to a width of five feet.

- Monday, August 15, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar
Ursula Miller

Received Minutes of Meetings held on Thursday, August 4, 1977 at 3:30 p.m. and Wednesday, August 10, 1977 at 9:00 a.m.

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to th
Department of Finance.

3. Received driveway applications:

Approved and permits issued.

6205 Bluffton Rd. ------------- G. Kunberger Assoc.
1701 Lofton Way --------------- Ambassador Homes
6505 Dumont ------------------- Ambassador Homes
6606 Durango Dr. -------------- Ambassador Homes

4. Received street cut applications:

Approved and permits issued.

3301 Clinton Court (prkstrp) ----- City Utilities
Dodge, Clara and Lynn between
Kentucky and Crescent ------ NIPSCO
2002 S. Harrison (alley) -------- R. W. Kain
3223 Hobson Rd. (prkstrp) ------- City Utilities
3001 New Haven ------------------ "
5712 Northridge ----------------- "
416 Violet Court ----------------- NIPSCO
125 E. Williams (prkstrp) ------- City Utilities
347 Dunwood (prkstrp)------------ NIPSCO
1771 Hale ---------------------- "
1309 Illsley ------------------ "
1809 Vermont (alley) ----------- "
4910 Werling -------------------- "

Approved and permits issued.

5. Received sidewalk applications:

Approved and permits issued.

2002 Harrison ---------------- R. W. Kain
1519 Lofton Way -------------- Liechty & Assoc.
1523 Lofton Way -------------- Liechty & Assoc.
1726 Lofton Way -------------- Liechty & Assoc.
6101 Countess Dr. ------------ Liechty & ASsoc.
211 S. Seminole Cr. ---------- Jerry Spears
1618 Randford Pl. ------------ Liechty & Assoc.

6. Received a request from Mrs. William Logan, 342 W. Lexington, for permission to barricade South Harrision from Branning to est Foster Parkway on Wednesday, August 31, 1977 from 9:00 a.m. till 5:00 p.m.
PURPOSE: Jerry Lewis Carnival (raise funds for muscular dystrophy).

Approved and permit issued.

7.	Received a request from Donna Belch, 2108 Kensington, for permission to barricade Kensington from State to Forest on Sunday, August 21, 1977 from 2:00 p.m. till 11:00 p.m. PURPOSE: Block party.	Approved and permit issued.
8	Received a request from David Stebing, 2311 Webster Street, for permission to barricade Shawnee from Wildwood to Killea on Sunday, August 21, 1977 from 11:00 a.m. till 5:00 p.m. PURPOSE: Fairfield Neighborhood Association Block Party.	Approved and permit issued
9	Received a request from Statewood Baptist Church, 2208 Coliseum Blvd. North, for permission to hold a parade on Sunday, August 14, 1977 from 3:00 p.m. till 4:00 p.m. Route to be traveled: Leave church at State and Coliseum down State to Reed to Vance to Hobson to State back to church (approximately 50 persons and 16 vehicles). PURPOSE: Vacation Bible School.	Approved and permit issued.
10	Received a request from Shoda Enterprises, Inc. 2014 Colony Drive, for permission to barricade the alley behind 1530 E. Rudisill on Thursday and Friday, August 16 and 17, 1977 from 8:00 a.m. till 4:00 p.m. PURPOSE: Repair sewer.	Approved and permit issued.
11.	Received plat of Heather Ridge Section I submitted and approved by the City Plan Commission.	Approved.
12.	Received Plat of Winterfield II submitted and approved by the City Plan Commission.	Approved.
13.	Received contract, guaranty and liability bonds of Johns Painting and Decorating Company, in the amount of $4,780.00, prepared by the Street Engineering Department signed by United States Fidelity & Guaranty for Resolution No. 5769-1977 for improving the Street Department inside storage garage with rust preventative paint. Building is located in the City of Fort Wayne's Lafayette Street Complex.	Approved.
14	Received a petition for the installation of sanitary sewer on Greendale Drive and Bueschíng Drive from Trier Road to North Drive.	Ordered the Water Pollution Control Engineering Department to investigate and report.
15	Received a petition for the installation of sidewalks in front of Lot #2 Thompson Addition, 1236 Scott Avenue.	Ordered the Street Engineering Department to investigate and report.
16	Received a petition for the installation of street lighting on East Rudisill Boulevard from Lafayette Street to Anthony Boulevard.	Ordered the Street Lighting Engr. Department to investigate and report.

17. Received quotations from the Purchasing Agent for the proposed purchase of Fuel Oil and Diesel Fuel for various departments:

BLANKET ORDERS under Purchase Orders for September 1, 1977 through August 31, 1978

Through the recommendation of e Purchasing Agent Blanket Purch e Orders were accepted on the fo owing:

Ordered sent to the Common Cou l on Tuesday, August 23, 1977 at 8: p.m.

VENDOR	P.O. No.	Item Description	Price Per Gallon	Est. Qty. Gallons	Estimated Tot. Cost
Gladieux Refin.	B4-01116 B-9155	#2 Fuel Oil Tank Del.	.3975	13,900	5,525.25
"	"	#2 Fuel Oil Transport	.3766	152,100	57,280.86
"	"	#1 Fuel Oil	.4250	2,000	850.00
"	"	#2 Diesel Fuel Transport Del.	.3677	160,000	58,832.00
"	"	Spec. Diesel Mix	.3899	26,000	10,137.40
					$132,625.51 sub t al
Industrial Fuel Oil Company	B9156	#5 Fuel Oil	.3790	106,000	40,174.00
Lassus Fuel Oil Company	B4-01118	#2 Diesel Fuel Tank Del.	.434	4,000	1,736.00
					$174,535.51 Est. T of Bid

Note: P.O. 9155 and 9156 for Filtration Plant.
P.O. 01116 for Fire Dept.,
St. Dept., Humane Shelter, St.
Engr. and Police Depts.
P.O. 01118 for Park Department.

18. Received Special Sewer Permit for Karl Jensen, prepared and approved by the Water Pollution Control Engineering Department, for a sanitary sewer known as Manor Park Sanitary Sewer, Section "D". John Hartman Construction Company is to perform the construction work. Maintenance Bond required to run for one year after sewer has been accepted by City.

Approved and Special Sewer Permit issued.

19. Received invoice of Materials Inspection and Testing, Inc. in the amount of $520.00, prepared by the Street Engineering Department, for absolute viscosity tests of liquid asphalt - 1977 resurfacing projects.

Approved and ordered paid from MVH Funds.

20. Received invoice from City Controller (Barrett Law Department) in the amount of $979.16 covering balance of City cost on Sidewalk Resolution No. 5739-76 - Harmar and Madison area (Hanna's Out Lots.

Approved and ordered paid as follows:

$720.00 from encumbered account #34-424-200, P.O. #00034.
$259.16 from encumbered account #34-424-200, P.O. #00081.

21.	Received Invoice No. 1 of Sears, Roebuck and Company, in the amount of $11,455.95, prepared and approved by Grinsfelder-McArdle Associates, Inc., for carpeting and installation in the New Senior Citizen Center, 300 W. Main Street.	Approved and ordered paid from encumbered funds #34-409-200, P.O. #00023.
22.	Received inspection report, from the Water Pollution Control Engineering Department, and completion affidavit of Hartman Construction Company with Guaranty Bond in the amount of $17,592.34 signed by State Automobile Mutual Insurance Company for Sanitary Sewer known as Woodmont, Section II.	Approved. Ordered acceptance letter written.
23	Received a request from East Wayne Street Center (Walter Earl) 801 E. Wayne, for permission to barricade the 800 block of Francis Street between E. Berry and E. Wayne Streets on Tuesday, August 16 and 23, 1977 from 12:30 p.m. till 2:30 p.m. each day. PURPOSE: Block party (recreation for kids).	Approved and permit issued.

Meeting adjourned at 11:40 a.m.

Henry P. Wehrenberg

Ethel W. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Wednesday, August 17, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. WEHRENBERG, E. H. LAMAR
Ursula Miller

1. Received purchase orders from the Purchasing Agent of City Utilities.

   Approved.

2. Received payment vouchers from the Auditor of City Utilities.

   Approved and ordered sent to th
   Department of Finance.

3. Received street cut applications:

   Approved and permits issued.

5200 Bowser - City Utilities
2924 S. Calhoun (alley) - NIPSCO
(alley) 108 W. Columbia - "
360 S. Cornell Circle (prkstrp) - City Utilities
N/Countess Dr. at Duprey Dr. - NIPSCO
Covington Rd. to 400' N. - "
347 Dunwood Dr. - "
(alley) 4311 Gaywood Dr. - "
717 Old Farm Circle - City Utilities
727 Old Farm Circle - "
1771 Hale Ave. - "
5519 Hoagland (alley) - Custom Sewer Service
(alley) 717 W. Jefferson - NIPSCO
(alley) 723 Kinnaird - "
Land Drive for 360' - "
Cor. Nelson & Guthrie - "
(alley) 1506 E. Pontiac - "
(alley) 2015 Reidmiller - "
Riviera, Northcrest, Dartmouth,
Brighton parkstrip from
Catalina - T & F Const.
1530 Rudisill - Shoda Enter.
2325 Schomburg on Clear St. - NIPSCO
4300 Scokian (prkstrp) - City Utilities
3002 S. Wayne on Cottage Ave. - NIPSCO
2200 Springfield - City Utilities
500 Blk E. Wallace - NIPSCO
(alley) 1302 E. Washington - "
(alley) 3918 Weisser Park - "
1508 Wells St. - "
2929 Wells St. - "
4910 Werling Dr. - "
5519 Hoagland (alley) - Ronald Sorg
1021 Lake (alley) - NIPSCO
1101 West Oakdale - "
1115 Tennessee - "

4 Continued from August 3, 1977
AWARD CONTRACT:

In the matter of Bench Model Gas Chromatograph on which bids were received on July 6, 1977, the Board now awards contract.

Award contract to Varian Instrument Division at and for their bid in the amount of $32,474.00, subject to councilmanic approval and EPA approval.

Ordered City Utilities to issue Purchase Order.

5 AWARD CONTRACT:

Street Lighting Resolution No. 122-77 for Northcrest Woods Addition - specifically defined as Brighton Drive from the south property line of Lot 82 Northcrest Woods Addition to Dartmouth Drive, Dartmouth Drive from Catalina Avenue to Washington Center Road, Northcrest Drive from Catalina Avenue to Dartmouth Drive and Riviera Drive from Catalina Avenue to Washington Center Road.

Award contract to T & F Construction at and for their bid in the amount of $15,481.50 subject to councilmanic approval.

Ordered the Street Lighting Engineering Department to prepare contract and necessary documents.

6 RECEIVE BIDS:

Street Lighting Improvement Resolution No. 123-1977 for Springwood Addition, Sections I and II:

N. G. GILBERT ----------- $43,910.00

SCHMIDT ELECTRIC, INC. -- $38,761.70

T & F CONSTRUCTION ------ $38,898.65

Referred to Street Lighting Engineering Departemnt to tabulate and report.

Award contract on Wednesday, August 24, 1977 at 9:00 a.m.

Received Change Order NO. 1 of T & F Construction, Inc. in the amount of $257.55, prepared and approved by the Street Lighting Engineering Department, for Street Lighting Resolution No. 119-1976 for Colonial Heritage Area.

Approved and ordered sent to the Common Council on Tuesday, September 13, 1977 at 8:00 p.m.

. Received a petition for the installation of sidewalk at 5137 Riviera Drive.

Ordered the Street Engineering Department to investigate and report.

Board Order No. 152-77

. Received a petition for the replacing of sidewalk at 1304 Scott Avenue.

Ordered the Street Engineering Department to investigate and report.

Board Order No. 83-77

1. Received a request from Dailey Asphalt Company, P.O. Box 8132, for permission to barricade the southbound lane of Hobson from Coliseum to Trier (3630 Hobson Road - Char King Restaurant) on Wednesday, August 17, 1977 to Friday, August 19, 1977. PURPOSE: Install 6" water line across Hobson Road.

Approved and permit issued.

11. Received a request from Wayne Gremore, 404 W. Burns Blvd., for permission to hood meters at Barr Street Market on Saturday, August 20, 1977 from 8:00 a.m. till 5:00 p.m. PURPOSE: Beer can show.

Approved and permit issued.

12. Received a request from Spiritual Israel Church, 1133 E. Creighton, for permission to hold a parade on Sunday, August 21, 1977 from 11:00 a.m. till 12:00 Noon. Route to be traveled: 1133 E. Creighton to Hanna, on Hanna to Douglas to 610 Douglas - walking on sidewalks only - ALL TRAFFIC REGULATIONS ARE TO BE OBSERVED - NO POLICE ESCORT. Approximate number of persons: 200. PURPOSE: March from old church to new church.

Approved and permit issued.

13. Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of Bercot-Gibson Construction Company, Inc. with Guaranty Bond in the amount of $2,500 signed by Cincinnati Insurance Company of America for Trier Ridge Ext. for St. Philips & James Episcopal Church.

Approved.

Ordered acceptance lett wri

Meeting adjourned at 10:55 a.m.

Henry P. Wehrenbe

Esther H. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Thursday, August 18, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar
Ursula Miller

Received Minutes of Meetings held on Monday, August 15, 1977 at 9 a.m. and Wednesday, August 17, 1977 at 9 a.m.

1 Continued from August 11, 1977
HEARING ON CONFIRMATION:

Sidewalk Improvement Resolution No. 5768-77 for partially removing and replacing sidewalk and curb on Grant Avenue from the south property line of Luther Street as platted west of Grant Avenue to the north property line of Norfolk & Western Railway - both sides of street to a width of five feet.

CONFIRMED.

Advertise, Notice to Contractors, August 26, 1977 and September 2, 1977.

Receive bids on Wednesday, September 7, 1977 at 9:00 a.m.

Ordered the Street Engineering Department to prepare bid documents.

2 Continued from August 11, 1977
HEARING ON CONFIRMATION:

Sidewalk Improvement Resolution No. 5761-1977 Southwood Park Addition - for the installation of sidewalk repair on the following streets:

Sherwood Terrace from Hartman Rd. to the alley east of Arlington.
Maple Grove Avenue from Beaver to the alley east of Arlington.
Crestwood from Sherwood Terrace to Westover Rd.
Sunset Drive from Crestwood Drive to Stratford Road.
Korte Lane from Sunset Drive to Stratford Road.
Westover Road from Hartman Road to Drury Lane.
Stratford Road from Pettit Avenue to Old Mill Road.
Old Mill Road from Pettit Avenue to Westover Road.
Prange from Beaver Avenue to Tacoma Road.
Pasadena Drive from Beaver Avenue to alley east of Arlington.
Pembroke Lane from Westover Road to Indiana Avenue.
Drury Lane from Westover Road to Indiana Avenue.
Maxine Drive from Lexington Avenue to Indiana Avenue.
Lexington Avenue from Old Mill Road to alley east of Tacoma.
Beaver Avenue from Pettit Avenue to Lexington Avenue.
Indiana Avenue from Pettit Ave. to Rudisill Blvd.
Tacoma Avenue from Pettit Avenue to Rudisill Blvd.
South Wayne Avenue from Pettit Avenue to Pasadena Dr.
Arlington from Pettit Avenue to Pasadena Drive.
Branning from Indiana Avenue to alley east of Tacoma.
West Foster Parkway from Indiana Avenue to alley east of Tacoma Avenue.
ALSO: West side of Fairfield Avenue from Pettit Avenue to Sherwood Terrace.

CONFIRMED.

Advertise, Notice to Contractors, August 26, 1977 and September 2, 1977.

Receive bids on Wednesday, September 7, 1977 at 9:00 a.m.

Ordered the Street Engineering Department to prepare bid documents.

3. HEARING ON CONFIRMATION OF ASSESSMENT ROLL: Sanitary Sewer Easement Resolution No. 152-1977 for the condemnation of a permanent and temporary easement for the purposes to construct a sewer line along and across a portion of Section 7, Township 30 North, Range 12 East, bounded on the north by Illinois Road (State Road #14), bounded on the south by a line 500 ± south of the E-W centerline of said Section 7, bounded on the east by a line 100 ± LF east of and parallel to the centerline of Getz Road, bounded on the west by a line 100 ± west of and parallel to the centerline of Getz Road.	CONFIRMED and ordered sent to the Department f Finance. Ordered the Water Poll ion Control Engineering De rtment to have plat and resol on recorded.
4. HEARING ON CONFIRMATION OF ASSESSMENT ROLL: Street Lighting Resolution No. 111-1975, Addendum "A", Addendum "B" and Addendum "C"- Southwood Park area.	CONFIRMED and ordered s to the Department of Finance.
5. Received a request from Mrs. Barry Gemmer, 4410 Beaver Avenue, for permission to barricade Beaver Avenue from Maxine to Westover on Saturday, August 27, 1977 from 12:00 Noon to 9:00 p.m. PURPOSE: Block Party.	Approved and permit issu

Meeting adjourned at 11:05 m.

Henry P. Wehren

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Monday, August 22, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar
Ursula Miller

Received Minutes of Meeting held on Thursday, August 18, 1977 at 3:30 p.m.

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3. Received driveway applications:

Approved and permits issued.

6105 Countess Dr. ---------L. Miller & Son
1244 W. Foster Parkway ----Ned Keener
2223 Grandeur Dr.----------Jos. F Derheimer
6718 Hiltonia Dr. ---------Ellingwood & McBride
1611 Lofton Way -----------Colonial Homes
1631 Lofton Way -----------John Roussel
5722 E. State -------------Jos. F. Derheimer

4. Received private sidewalk applications:

Approved and permits issued.

1000 to 1200 Applewood Rd. ------ A. D. Delagrange
1200 to 1300 Applewood Rd. -------A. D. Delagrange
6009 Countess Dr. ----------------Witmer Homes of Auburn
6021 Countess Dr. ----------------Witmer Homes of Auburn
6105 Countess Dr. ----------------L. Miller & Sons
6114 Countess --------------------Artisans, Inc.
6212 Highgate Place --------------Witmer Homes of Auburn
6224 Highgate Place --------------Witmer Homes of Auburn
1200 Limewood Ct. ----------------A. D. Delagrange
1421 Lofton Way ------------------Witmer Homes of Auburn
1632 Lofton Way ------------------Excel Const., Inc.
1708 Lofton Way ------------------Excel Const., Inc.
6611 Winchester Rd.---------------Worthman Homes, Inc.
6621 Winchester Rd. --------------Worthman Homes, Inc.

5. Received street cut applications:

Approved and permits issued.

Cor. Calhoun St. at Dewald ---------NIPSCO
4309 S. Colonial - "
(alley) 707 Cottage - "
3706 S. Harrison (sdw.) -City Utilities
So. side of Henry at Poinsette NIPSCO
1309 Illsley Dr. - "
1021 Lake - "
1012 L. Huntington Rd. - "
1800 Maumee (sdw.) -City Utilities
Intersec. Old Trail & Bluffton Rd.-Gene. Tele.
6224 Shell -NIPSCO
(alley) 1809 Vermont - "

Intersec. Wallywood & Wells --- NIPSCO
(alley) 117 E. Woodland --- "
(alley) 121 E. Woodland --- "
2325 Brooklyn Ave. (prkstrp)--- "
1174 Harmar --- "
908 Lavina --- "
1113 Tennessee --- "

6. Received a request from Nebraska Neighborhood Association (Sue Messman) 1716 West Main Street, for permission to hold a parade on Saturday, August 27, 1977 from 10:30 a.m. till 11:00 a.m. Route to be traveled: Leave parking lot on Osage onto Richardson; Richardson to Runnion; north on Runnion to High; east on High to Franklin; south on Franklin to Burgess; west on Burgess to Osage; south on Osage to Boone; west on Boone to Fry; south on Fry to Main; east on Main to Center; north on Center to Boone. Approximately 60 persons and 6 vehicles. PURPOSE: One River Festival.

Approved and permit issu

7. Received a request from Ringling Brothers Barnum-Bailey Circus % Mike Franks, 2220 Kentucky Avenue, for permission to hold a parade on Tuesday, September 6, 1977 (alt. date: Wed. 9/7/77) 6:00 p.m. to 8:00 p.m. Route to be traveled: Leave R. R. station south on Wayne Trace to Pontiac; west to Anthony, north to St. Joe River Drive, west to Parnell and north to Coliseum parking lot. PURPOSE: Animal walk.

Approved and permit issu

8. Received Contract, Guaranty and Liability Bonds of Carrington & Associates, Inc., in the amount of $1,001.50, prepared by the Street Engineering Department, signed by Firemen's Insurance Company for Sidewalk Improvement Resolution No. 5766-1977 for 1647 and 1655 Cherokee Road.

Approved.

9. Received quotations from the Purchasing Agent for the proposed purchase of Automatic Whiteprinter Machine for Technical Services Department:

BRUNING DIV. A.M. CORP.-------Model 876 --- $22,625

G.A. F. CORPORATION ---------Model 1200.DA -- $23,250

Through the recommendatio f the Purchasing Agent the ll of Bruning Division A.M. Cor was accepted in the amount of 2,625 under Purchase Order No. 2, dated August 10, 1977.

Ordered sent to the Commo Council on Tuesday, September 13, 1977 at 8:0 .m.

10. Received inspection report, from the Water Engineering Department and completion affidavit of A. D. Delagrange Construction Company with Guaranty Bond in the amount of $8,400.00 signed bt Reliance Insurance Company for Shoaff Park River Estates Water Main - Contract 7618.

Approved.

Ordered acceptance letter written.

11. Received Partial Payment Estimate No. 1 of Siebold-Price Tree & Landscape Co., Inc., in the amount of $5,400.00, prepared by Grinsfelder-McArdle Associates, Inc., for Landscaping for Senior Citizen Center.	Approved and ordered paid by Redevelopment Commission.
12. Received a petition for the installation of curbing on McKinnie Avenue from Wayne Trace to Hessen Cassel.	Ordered the Street Engineering Department to investigate and report. Board Order No. 155-77.
13. Received Special Sewer Permit for Amos D. Delagrange prepared and approved by the Water Pollution Control Engineering Department and Performance Bond of A. D. Delagrange Construction, Inc., to construct sanitary sewers known as Orchard Woods, Section "A" - Sanitary Sewers ONLY.	Approved and Special Sewer Permit issued.
14. Received Invoice No. 29 of Henry B. Steeg & Associates, Inc. in the amount of $2,279.13 for engineering services provided for Division I - Water Pollution Control Plant Additions.	Approved and ordered City Utilities to pay invoice from Water Pollution Control Utility Fund.
15. Received Invoice No. 24 of Henry B. Steeg & Associates, Inc. in the amount of $208.12 for engineering services provided for Division II - Water Pollution Control Plant Additions.	Approved and ordered City Utilities to pay invoice from Water Pollution Control Utility Fund.
16. Received Invoice No. 29 of Hagerman - Shambaugh, (Joint Bidders) in the amount of $161,882.59 for the period of June 24, 1977 to July 29, 1977 for Water Pollution Control Plant Additions of Water Quality Control Project - Division I.	Approved and ordered invoice No. 29 of Hagerman-Shambaugh, joint bidders, in the amount of $161,882.59 paid by City Utilities from the Water Pollution Control Utility Fund. Also, ordered retainage in the amount of $8,520.14 paid by City Utilities to Hagerman-Shambaugh Escrow Account at Lincoln National Bank & Trust Company.
17. Received Invoice No. 24 of John Dehner, Inc. - Spears-Dehner, Inc., (Joint Bidders) in the amount of $14,782.19 for the period of May 29, 1977 to August 10, 1977 for Water Quality Control Project, Division II, Terminal Ponds.	Approved and ordered invoice No. 24 of John Dehner, Inc. - Spears-Dehner, Inc. (Joint Bidders) in the amount of $14,782.19 paid by City Utilities from the Water Pollution Control Utility Fund. Also, ordered retainage in the amount of $778.01 paid by City Utilities to John Dehner, Inc. - Spears-Dehner, Inc. Escrow Account at Lincoln National Bank & Trust Company.
18. Received Invoice No. 24 of John Dehner, Inc.- Spears-Dehner, Inc. (Joint Bidders) in the amount of $51,433.26 on Division III (Sludge Lagoons) of Water Quality Control Project for the period of July 1, 1977 to August 10, 1977.	Approved and ordered invoice No. 24 of John Dehner, Inc. - Spears-Dehner, Inc. in the amount of $51,433.26 paid by City Utilities from the Water Pollution Control Utility Fund. Also, ordered retainage in the amount of $2,707.01 paid by City Utilities to John Dehner, Inc. - Spears-Dehner, Inc. Escrow Account at Lincoln National Bank & Trust Company.

19.	Received Change Order No. P-3 of Moellering Construction Company, in the amount of $227.00, prepared by Grinsfelder-McArdle Associates, for Plaza, Walks, Parking and Related Amenities for the Senior Citizen Center.	Approved. Ordered sent to the Common Council on Tuesda September 13, 1977 at 8:00 p
20.	Received a request from Bonnie Vedder, 1728 Meridian St., for permission to barricade Meridian from Huffman to Putnam on Saturday, August 27, 1977 from 4:00 p.m. till 2:00 a.m. PURPOSE: Block party.	Approved and permit issued.
21.	Received a request from Downtown Kiwanis Club, (W. Michael Horton) 590 Lincoln Tower, for permission to barricade the downtown sidewalks on Friday, September 30, 1977 (raindate: Oct. 7) PURPOSE: Selling peanuts for Kiwanis Kids Day Peanut Sale.	Approved and permit issued.
22.	Received a request from John P. Zoch, 211 W. Lexington Avenue, for permission to barricade N. Cornell from Hoagland to Lexington and Webster from Lexington to N. Cornell (barricades to be placed at intersections of N. Cornell and Hoagland, N. Cornell and Lexington and Webster and Lexington) on Saturday, August 27, 1977 (rain date: Sunday, August 28, 1977) from 1:00 p.m. till 10:00 p.m. PURPOSE: Block Party.	Approved and permit
23.	Received a request from Nebraska Neighborhood Association % Sue Messman, 1716 W. Main Street, for permission to barricade Machanic Street from Main to its northern terminus and Boone Street from Osage to Center on Saturday, August 27, 1977 from 10:00 a.m. till 2:00 p.m. PURPOSE: One River Festival at Boone Street Mini-park.	Approved and permit i
24.	Received a request from Lone Star Baptist Church (Rev. O. D. Battle) 420 E. DeWald, for permission to barricade E. DeWald from Warsaw to Lafayette on Saturday, August 27, 1977 from 12:00 Noon to 8:30 p.m. PURPOSE: Street Dance.	Approved and permit is
25.	Received a request from Marva Macon, 442 Boltz, for permission to barricade 400 block of Boltz from Lafayette to Warsaw on Saturday, August 27, 1977 from 6:00 p.m. till 10:00 p.m. PURPOSE: Block Party.	Approved and permit i

Meeting adjourned at 10:50 a.m.

Henry P. Wehrenberg

Ethel W. LaMar

BOARD OF PUBLIC WORKS

ATTEST:
Ursula Miller
Secretary and Clerk

Wednesday, August 24, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, E. H. Lamar Ursula Miller

1.	Received purchase orders from the Purchasing Agent of City Utilities	Approved.
2.	Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3.	Received street cut applications:	Approved and permits issued.

2515 Broadway	- Marshall Dadisman
2325 Brooklyn	- NIPSCO
125 E. Dewald	- "
4132 S. Harrison /Lexington	- "
S/o Jefferson E/ VanBuren	- I & M
1101 Oakdale	- NIPSCO
230 Pearl	- City Utilities
2714 Reynolds (alley)	- NIPSCO
3821 Reynolds	- Earl Baker
Shoaff Park River Estates	- I & M
2904 Smith (prkstrp)	- City Utilities
1115 Tennessee	- NIPSCO
1113 Tennessee	- "
4020 Wells	- Bercot-Gibson
919 Forest	- NIPSCO
719 Madison	- "
1115 Tennessee	- "
2501 Weisser Park	- "

4.	Received driveway application:	Approved and permits issued.

6114 Countess Dr.	------------- Artisans, Inc.
6224 Highgate Pl.	--- Witmer Homes of Auburn
3630 Hobson Rd	--- Dailey Asphalt
1632 Lofton Way	--- Excel Const., Inc.
1708 Lofton Way	--- Excel Const., Inc.

5.	Received private sidewalk applications:	Approved and permits issued.

1009 Cottage Ave.	------------L. H. Kanning
1408 Lofton Way	---Star - Homes
1422 Lofton Way	---Star - Homes
1510 Lofton Way	---Star - Homes
1514 Lofton Way	---Star - Homes
1518 Lofton Way	---Star Homes
1522 Lofton Way	---Star - Homes
1729 Lofton Way	---Star - Homes
1608 Randford Pl.	---Star - Homes
1622 Randford Pl.	---Star - Homes
1626 Randford Pl.	---Star - Homes
2039 Thompson	---L. H. Kanning
3232 N. Washington Rd.	---L. H. Kanning

6.	AWARD CONTRACT: Received tabulation and recommendation prepared by the Street Lighting Engineering Department for Street Lighting Resolution No.123-1977 - Springwood Addition.	Award contract to Schmidt Electric Company at and f their bid in the amount o $38,761.70 subject to councilmanic approval. Ordered Street Lighting Engineering Department to prepare contract and nece documents.
7.	Received a request from Martin, Inc. (Tim Martin) P.O. Box 522, for permission to barricade the south lane of Berry Street at Calhoun (beside Koerber-Baber Jewelers) on Tuesday, August 23, 1977 from 9:00 a.m. till 3:00 p.m. PURPOSE: Parking crane to remove demolition debris.	Approved and permit issued
8.	Received a request from Shambaugh & Sons, 137 Chambeau Road, for permission to barricade 3829 Sandpoint Road (Elmhurst High School) one-half of street at a time on Thursday, August 25, 1977 from 8:00 a.m. till 5:00 p.m. PURPOSE: Install a fire protection line.	Approved and permit issued
9.	Received a request from Old Fort Branch YMCA (Jim Jones) 2221 Reed St., for permission to barricade Reed Street from Creighton to Green on Saturday, August 27, 1977 from 2:00 p.m. till 8:00 p.m. PURPOSE: Block Party.	Approved and permit issued
10.	Received a request from Stan Wolf, 1018½ College, for permission to barricade College from Washington to Jefferson on Saturday, August 27, 1977 from 2:00 p.m. till 10:00 p.m. PURPOSE: Block party.	Approved and permit issued.
11.	Received specifications prepared by the Water Engineering Department for the construction of E. State - Maysville - Long Road Water Main Extension, Section II - Contract 77-XP-2. (CITY PAID).	Approved. Advertise, Notice to Contractors, August 26, 1977 a September 2, 1977. Receive bids on Wednesday, September 7, 1977 at 9:00 a Ordered bid documents.
12.	Received invoice from City Controller (Barrett Law Department) in the amount of $155,945.20 covering balance of City cost on Street Lighting Resolution No. 111-75 for Southwood Park and area.	Approved and ordered paid from Account #10-660-265 enc bered - P.O. 00003.
13.	Received invoice of Martin Enterprises, Inc. in the amount of $14,803.80 prepared by the Street Engineering Department for Resolution No. 5724-1976 for building erection and improvements at City Utilities Lafayette Street Complex.	Approved and ordered paid from Street Bond Account.
14.	Received inspection report, from the Water Engineering Department and Completion Affidavit of Earth Construction & Engineering, Inc. for High Street Feeder Main - Contract 74-XP-5.	Approved. Ordered acceptance letter written.

5. Received Change Order No. 2-C of Sears, Roebuck and Company in the amount of $450.00 decrease, prepared by Grinsfelder-McArdle Associates, Inc. for Senior Citizen Center carpeting.	Approved.
6. Received inspection report from the Water Pollution Control Engineering Department and completion affidavit of John Dehner, Inc. for the construction of storm sewer for Slataper Street - Wayne Trace area.	Approved. Ordered acceptance letter written.
7. Received Transfer of Title from Robert P. Lloyd and Betty D. Lloyd of Water Distribution Facilities for Shoaff Park Village East.	Approved. Recorded : July 28, 1977 under #77-20033. A true copy is incorporated herein.
18. Received invoice of John Dehner, Inc. in the amount of $3,673.66 for emergency repair at 2700 Fairfield Avenue.	Approved and ordered paid from Storm Sewer Relief Fund.
19. Received Improvement Resolution No. 5772-77, final plans, estimate, specifications and property ownership list prepared by the Street Engineering Department for sidewalk and curb to grade on Lincoln Court approximately 250 feet around cul-de-sac also resurface entire court to Goshen Road.	Approved and adopted. A true copy of which Resolution No. 5772-77 is incorporated by reference herein and appears in Minutes herein, under Resolution No. 5772-1977. Advertise, Notice to Property Owners September 2 and 9, 1977. Hearing on Confirmation Thursday, September 29, 1977 at 3:30 p.m. Notices to be mailed on September 9, 1977.
20. Received quotations from the Purchasing Agent for the proposed rewinding of stator only for the Three Rivers Filtration Plant: REMS CORPORATION -------------- $4,350.00 GENERAL ELECTRIC CO. ---------- $4,646.93	Through the recommendation of the Purchasing Agent the bid of Rems Corporation was accepted in the amount of $4,350.00 under Purchase Order No. 9135, dated August 22, 1977. Ordered sent to the Common Council on September 13, 1977 at 8:00 p.m.
21. Received a request from Acme Demolition (Jim Hughes) 1702 Simon Street, for permission to barricade the alley behind 2529 S. Calhoun (behind Cafe Johnell) on Friday, August 26, 1977 from 8:00 a.m. till 6:00 p.m. PURPOSE: Park trucks for loading debris from demolished house.	Approved and permit issued.
22. Received a request from Hipskind Asphalt Corp., 6525 Ardmore, for permission to barricade Pettit from Lafayette to Avondale on Monday, August 29, 1977 thru Friday, September 9, 1977 7:00 a.m. till 5:30 p.m. PURPOSE: Street repair work for City St. Res. 5755-77.	Approved and permit issued.

Meeting adjourned at 11:15 a.m.

Henry P. Wehrenberg
Ethel H. LaMar

BOARD OF PUBLIC WORKS

ATTEST:
Ursula Miller
Secretary and Clerk

Thursday, August 25, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar
M. G. Scott
Ursula Miller

1. HEARING ON CONFIRMATION:

Sidewalk and Curb Improvement Resolution No. 5770-1977 to partially construct sidewalks and 100% curb on St. Joe Boulevard from the north curb line of Forest Avenue to the south curb line of State Boulevard to a width of five feet with concrete curbing as specified in accordance with City Plans and Specifications. Project will also include center island park curbs.

Continued to Thursday, September 8, 1977 at 3:30 p.m.

Time up to receive remonstranc Tuesday, September 6, 1977 at 4:30 p.m.

2. Received a request from Stearns Moving & Storage (Steve Detrich) 2223 Taylor Street, for permission to barricade as follows: Foellinger Building - Meters hooded on both sides of Barr Street from alley beside building to Washington; also four meters hooded on east side of horseshoe on Barr going north for turn around (8/29 and 30/77) Central Building - five meters hooded on south side of Wayne in front of building from alley east towards Harrison (8/29/77) on Monday, August 29, 1977 (& Tuesday, August 30 at Foellinger Center Building only till 12:00 Noon)
PURPOSE: Moving CETA offices from Foelling Building to Central Building and to Waynedale per award of contra ct by Purchasing Department (Don Collier).

Approved and permit issued.

Meeting adjourned at 4:10 p.m.

Henry P. Wehrenberg

Ethel H. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Monday, August 29, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

	H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, E. H. Lamar Ursula Miller
	Received Minutes of Meetings held on Monday, August 22, 1977 at 9 a.m.; Wednesday, August 24, 1977 at 9 a.m. and Thursday, August 25, 1977 at 3:30 p.m.	
1.	Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2.	Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3.	Received private sidewalk applications:	Approved and permit issued.

1712 Benkman --------------------Benchmark Homes
3824 Beaver ---------------------Carrington & Assoc.
6015 Countess Dr. ---------------Benchmark Homes
6104 Countess Dr. ---------------Gustin Homes
6611 Dumont ---------------------Benchmark Homes
6408 Durango Dr. ----------------Benchmark Homes
2032 Electric Ave. --------------E & L Const.
4825 Fairfield ------------------Carrington & Assoc.
6007 Highgate Pl. ---------------Benchmark Homes
6111 Highgate Pl. --------------Benchmark Homes
6027 Highgate Pl. ---------------Benchmark Homes
6021 Highgate Pl. ---------------Benchmark Homes
6102 Highland Pl. ---------------Benchmark Homes
1718 Lofton Way -----------------Windsor Bldrs.
1332 W. Main --------------------Custom Trim
1627 Ranford Pl. ---------------Neal E. Exner
1604 Ranford Pl. ----------------P. A. Faylor
915 W. Rudisill -----------------Carrington & Assoc.

4.	Received street cut applications:	Approved and permits issued.

1222 Applewood Rd. - NIPSCO
2829 S. Barr - "
1107 W. Berry - R & A Plumb.
415 E. DeWald - City Utilities
353 Dunwood (prkstrp) - "
Hanna & Creighton - "
2734 Hoagland - NIPSCO
2808 Hoagland - "
2422 Kenwood (alley) - Mac's Sewer Serv.
(alley) 908 Lavina - NIPSCO
4125 N. Washington - "
E to W R/W 5506 S. Wayne - Gen. TEle
1518 Taylor - City Utilites
4649 Trierwood Park - NIPSCO
3624 Lafayette (prkstrp) - NIPSCO

5.	Received inspection report from the Water Pollution Control Engineering Department and completion affidavit from Earth Construction & Engineering, Inc. with Guaranty Bond in the amount of $128,061.50 signed by American States Insurance Company for Kruse Homestead Addition Sewer Extension. Received credit memorandum from Earth Construction & Engineering, Inc. in the amount of $1,090.20 under the partial payment #1 (64-62-7, December 13, 1976).	Approved. Ordered acceptance letter written. Accepted credit in the amount of $1,090.20 to th City from Earth Construct & Engineering, Inc. - se to City Utilities Account Ordered City Utilities to issue a check in the amou $8,455.60 to Alice Miller Realty, Inc. per Sewer Extension Agreement.
6.	Received Broadview Terrace Extended, Section I, submitted and approved by the City Plan Commission.	Approved.
7.	Received Centennial Industrial Park, Section II, submitted and approved by the City Plan Commission.	Approved.
8.	Received Amendment to the plat and to the Declaration of Covenants, Conditions and Restrictions of Georgetown Area Professional Village submitted and approved by the City Plan Commission.	Approved.
9.	Received plat of Manor Park, Section "C" submitted and approved by the City Plan Commission.	Approved.
10.	Received plat of Papermill Bluffs, Section II, submitted and approved by the City Plan Commission.	Approved.
11.	Received Street Department Salt Bins Resolution No. 5773-1977, final plans, estimate and specifications, prepared by the Street Engineering Department for improving the Lafayette Street Complex with the installation of Salt Bins. The structure consists of wide flange columns and oak planking. This structure will be located east of the Street Department storage garage.	Approved and adopted. A tr copy of which Resolution is incorporated herein and app in Minutes under Improvemen Resolution No. 5773-1977. Advertise, Notice to Contrac September 2 and September 9, Receive bids on Wednesday, September 14, 1977 at 9:00 Ordered the Street Engineeri Department to prepare bid documents.
12.	Received contract, Guaranty and Liability Bonds of T & F Construction Corp., in the amount of $15,481.50, prepared by the Street Lighting Engineering Department, signed by Fidelity and Deposit Company of Maryland for Lighting Resolution No. 122-1977 for the installation of street lighting with underground wiring in Northcrest Woods Addition.	Approved. Ordered sent to the Common Council on Tuesday, September 13, 1977 at 8:00 p

13. Received Special Street Permit for The Knolls Corporation, prepared and approved by the Street Engineering Department, to construct Busche Drive in The Knolls, Section I.	Approved and Special Street Permit issued. Board Order No. 159-77.
14. Received Special Street Permit for The Knolls Corporation, prepared and approved by the Street Engineering Department, to construct Morningknoll Drive in The Knolls, Section I.	Approved and Special Street Permit issued. Board Order No. 160-1977
15. Received Special Street Permit for The Knolls Corporation, prepared and approved by the Street Engineering Department, to construct Knollwood Court in The Knolls, Section I.	Approved and Special Street Permit issued. Board Order No. 161-77.
16. Received a petition for sidewalks, street and storm sewer on Koons Street from Elzey Street to Bradbury Street.	Ordered Street Engineering Department to prepare preliminary estimate and report. Board Order No. 158-1977.
17. Received a resolution whereby the City of Fort Wayne, Indiana, requested the Fort Wayne City Plan Commission to vacate the following described subdivision and street in Fort Wayne, Allen County, Indiana, to wit: Lots #4 thru #10 and all of Granstand Way, in Speedway Addition, Section I, Plat Book 32, Pages 11-12, according to the recorded plat thereof filed in the Office of the Recorder of Allen County, Indiana.	Approved. Ordered sent to the City Plan Commission.
18. Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of Hartman Construction Company with Guaranty Bond in the amount of $2,648.16 signed by State Automobile Mutual Insurance Company for Sanitary Sewer for East State and Grandeur Drive.	Approved. Ordered acceptance letter written.
19. Received invoice of John Dehner, Inc. in the amount of $9,368.45, prepared by the Street Engineering Department, for Improvement Resolution No. 5758-1977 for repair of South Anthony Boulevard.	Approved and ordered paid out of L. R. & S. Account #38-309.
20. Received invoice No. 2 of L. W. Dailey, Inc. in the amount of $38,504.50, prepared by the Street Engineering Department, covering work performed under Resolution No. 5745-1977 - St. Joseph Boulevard (Lake to Forest).	Approved and ordered paid from encumbered funds account #34-424-200, Purchase Order 00031.

Meeting adjourned at 11:00 a.m.

Henry P. Wehrenberg

Ethel W. LaMar

BOARD OF PUBLIC WORKS

ATTEST: Ursula Miller

Secretary and Clerk

Wednesday, August 31, 1977

Department of Public Works
Office of the oard
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

	H. P. WEHRENBERG, E. H. LAMAR, M. G Scott Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, E. H. Lamar Ursula Miller
1.	Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2.	Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3.	Received private sidewalk applications: 4002 Arlington ----------------- Jas. Stookey 1701 Lofton Way ---------------- Ambassador Homes, Inc.	Approved and permits issued.
4.	Received Special Street Permit for University Park Development, prepared and approved by the Street Engineering Department, to construct Community Drive.	Approved and permit issued.
5.	Received inspection report and Primary Assessment Roll, prepared by the Water Pollution Control Engineering Department, for Sanitary Sewer Resolution No. 844-1976 to serve area generally bounded on the north by the north line of Lakehurst Addition and the easterly extension, bounded on the west by the Pierson Ditch, bounded on the south by a line 300 lineal feet south of and parallel the south right of way line of Maysville Road, bounded on the east by the centerline of Section 4, Township 30 North, Range 13 east.	Approved and Completion Affidav Primary Assessment Roll approve Advertise, Notice of Assessment September 9 and September 16, 1 Hearing on Confirmation of Assessment Roll Thursday, September 29, 1977 at 3:30 p.m. Notices to be mailed September 16, 1977.
6.	RECEIVE BIDS: Stacking chairs for Senior Citizen Center, 300 West Main Street: BUSINESS EQUIPMENT CO.--------- $12,209.16	Referred to the Architect, Grinsfelder-McArdle Assoc., for tabulation and report. Award contract on Wednesday, September 7, 1977 at 9:00 a.m.

6 Received a request from Dahm Brothers, Inc., (Morrie Dahm) 2009 Lakeview Drive, for permission to barricade the alley behind 333 E. Washington (Waterfield Mortgage) between Lafayette and Barr on Tuesday, September 6, 1977 to Wednesday, September 14, 1977 at all times. PURPOSE: Remove roof and reroof Waterfield Mortgage Building.	Approved and permit issued.
Received a request from Martin, Inc. (Tim Martin) P.O. Box 522, for permission to barricade Jacobs Street from Wells To Clinton on Tuesday and Wednesday, September 6 and 7, 1977 from 9:00 a.m. till 4:00 p.m. each day. PURPOSE: Parking crane to set tank on roof of Valspar Corporation.	Approved and permit issued.
. Received a request from Colonial Heritage Neighborhood Assoc. (Mrs. Larry Turley) 3314 Beatrice Drive, for permission to barricade Sherrill and Beatrice between Larkwood and Yorkshire on Saturday, September 10, 1977 from 6:00 p.m. till 10:00 p.m. PURPOSE: Street dance.	Approved and permit issued.
. Received a request from Wildwood Park Assoc. (Edith Kenna) 3519 S. Washington Road, for permission to barricade North Washington Road between South Washington Road and Hawthorne on Sunday, September 18, 1977 from 12:00 Noon to 8:00 p.m. PURPOSE: Block Party.	Approved and permit issued.
0. Received driveway application: 1332 W. Main (approach on Mechanic)---E. Roussel	Approved and permit issued.
1. Received plat of Country Place, submitted and approved by the City Plan Commission.	Approved.
2. Received plat of Timbercrest, Section "B" submitted and approved by the City Plan Commission.	Approved.
3. Received plat of Manor Park, Section "D" submitted and approved by the City Plan Commission.	Approved.
14. Received plat of Newfield, Section II submitted and approved by the City Plan Commission.	Approved.
15. Received a petition for the installation of street lights on Buell Drive from Pasadena Drive to Clermont Drive.	Ordered the Street Lighting Engineer to investigate and report.
16. Received description of leased property as covered by City Light Lease for Dwenger Substation, Lakeside Substation and Three Rivers Substation from Street Light Engineer.	Approved. Returned to Street Light Engineer for distribution to Indiana & Michigan Electric Company and Engineering Departments.

17. Received petition for the installation of ornamental street lighting in the 3900, 4000 and 4100 blocks of Harrison Boulevard.

Ordered the Street Lighting Engineering Department to investigate and report.

18. Received driveway applications:

Approved and permits issued

2312 N. Clinton ----------------- E. Roussel
Lot #1 Lake Shores Ext. --- Hallmark Homes
1422 Lofton Way --- Star Homes
1514 Lofton Way --- Star Homes
1522 Lofton Way --- Star Homes
1718 Lofton Way --- Windsor Bldrs., Inc.
1729 Lofton Way --- Allen Graber
6102 Countess --- Allen Graber
6104 Countess --- E. Roussel
6312 Durango --- A. Graber
5222 Fairfield --- A. Miller
6002 Highgate Place --- Benchmark Homes, Inc.
2915 Palisade Dr --- J. F. Derheimer & Son
1604 Ranford Pl. --- Paul A. Faylor
1626 Ranford Pl --- Star Homes
1627 Ranford Pl. --- M. E. Exner

19. Received Special Sewer Permit for Anthony Wayne Bank, prepared and approved by the Water Pollution Control Engineering Department, and Performance Bond of Joseph F. Watkins Excavating to construct sanitary sewers known as Anthony Wayne Branch Bank - Bethany Lane.

Approved and permit issued.

20. Received Estimate No. 7 for The Huguenard Corporation in the amount of $3,000 (RETAINAGE) prepared by Archonics Corporation covering work on Firehouse No. 7, corner of Spring and Lindenwood. (FINAL).

Approved and ordered paid from Account No. 45-661-771.

Meeting adjourned at 11:05 a.m.

Ethel W. LaMar

May G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

Wednesday, September 7, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

E. H. Lamar, M. G. Scott
Ursula Miller

Received Minutes of Meetings held on Monday, August 29, 1977 at 9:00 a.m. and Wednesday, August 31, 1977 at 9:00 a.m.

. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

. Received private sidewalk applications:

Approved and permits issued.

6018 Highgate Place -------------Benchmark Homes
Lake Shores Ext. ----------------Hallmark Homes
1611 Lofton Way -----------------Colonial Homes
4404 So. Park Drive -------------Thomas R. Lautzenheiser
1301 W. State ------------------Hipskind Asphalt
Webster & Lexington -------------Robt. Houser

4. Received driveway applications:

Approved and permits issued.

6011 Highgate Pl. -------------Benchmark Homes
1332 W. Main /on Mechanic -----E. Roussell
5110 Merchandise Dr. ----------Graber & Graber

5. Received street cut applications:

Approved and permits issued.

On Broadway - 3300 to 3500 - south of Oakdale to Packard and on Packard, west of Broadway------	NIPSCO
1511 Cass	NIPSCO
4812 N. Clinton	NIPSCO
700 ft. w. of Coldwater Rd. and along Project Drive	ANKER CORP.
652 W. Creighton	City Utilities
1908 Emerson	City Utilities
4845 Fairfield	NIPSCO
1334 Grant	"
1174 Harmar	"
421 E. Jefferson (alley)	"
2129 - 35 S. Lafayette (prkstrp)	City Utilities
2133 S. Lafayette (prkstrp)	NIPSCO
S to N R/W of Ley Rd.	GEN. TEL.
2516 Lillie (alley)	NIPSCO
2601 Lynn (prkstrp)	City Utilities
719 Madison (alley)	NIPSCO
1830 Clay on Masterson	"
529 E. Masterson	"
3202 Reynolds (driveway)	"
5722 E. State	"

4011 Sheraton Drive (prkstrp)	---City Utilities
N to S R/W of Snowfall Rd. at Winchester Rd.	---------- GEN. TELE.
1113 and 1115 Tennessee	---NIPSCO
Winchester Rd. Snowfall Ct. and Snowfall Rd.	----------NIPSCO
910 Herman (prkstrp)	---NIPSCO
5525 McCulloch (prkstrp)	---NIPSCO
5004 Ardmore (prkstrp)	---City Utilities
2731 Brooklyn (sdw.)	---City Utilities
520 S. Calhoun (sdw.)	---Shambaugh & Son
Carlton and north along Carlton Court (curbline)	---NIPSCO
2907 Fairoak (prkstrp)	---City Utilities
6310 Goodfellow Dr. (prkstrp)	--- "
1334 Grant	--- "
Hackberry & Bayberry	--- "
724 Huffman (prkstrp)	--- "
1205 Kensington (prkstrp)	--- "
4230 Kekionga (sdw.)	--- "
W. State /2234 Wells	---NIPSCO
1448 Stophlet	--- "
S/o St. Joe Center Rd., E/o N. Clinton St.	---I & M Elec.
1222 Burgess	---NIPSCO
South side of Greenlawn & Franklin	--- "
3200 E. Pontiac	--- "

6.	AWARD CONTRACT: Received tabulation and recommendation, prepared by Grinsfelder-McArdle Associates, Inc., for multi-purpose stacking chairs for Senior Citizen Center, West Main Street.	Award contract to Business Equipment, Inc. at and fo their bid in the amount o $12,209.16 subject to councilmanic approval. Ordered Architect to prepa contract and necessary doc
7.	Received inspection report from the Water Engineering Department and Completion Affidavit of Earth Construction & Engineering Company, Inc. with Guaranty Bond in the amount of $3,508.00 signed by American States Insurance Company for Water Contract #7705 - Earth Industrial Park, Section III.	Approved. Ordered acceptance letter written.
8.	Received contract, Guaranty and Liability Bonds of Schmidt Electric, Inc. in the amount of $38,761.70 Prepared by the Street Lighting Engineering Department signed by The Pettiner Agency for Street Lighting Resolution No. 123-1977 - Springwood Addition.	Approved. Ordered sent to the Common Council on Tuesday, September 13, 1977 at 8:00 p.m.
9.	RECEIVE BIDS: Sidewalk Improvement Resolution No. 5768-1977 for partially removing and replacing sidewalk and curb on Grant Avenue from the south property line of Luther Street as platted west of Grant Street to the north property line of Norfolk & Western Railway - both sides of street to a width of five feet:	NO BIDS RECEIVED. Board takes it under advise to study the possibility of readvertising for bids.

10 RECEIVE BIDS:

Sidewalk Improvement Resolution No. 5761-1977 - Westover Place Addition, Old Mill Road Addition, Extended, Hoppe's First Addition, Fairmont Place Amended and adjacent properties -
AMENDMENT --- to include west side of Fairfield Avenue from Pettit Avenue to Sherwood Terrace:

L. W. DAILEY, INC. ------------$144,345.00

HIPSKIND ASPHALT CORP. --------$130,647.80

MOELLERING CONST., INC. -------$156,449.00

Referred to the Street Engineering Department for tabulation and report.

Award contract on Wednesday, September 14, 1977 at 9:00 a.m.

. RECEIVE BIDS:

Water Contract No. 77-XP-2 - for the furnishing of all materials, labor, equipment, tools, power, transportation, miscellaneous equipment, etc., necessary to install 1350 ± feet of 16" and 1000 ± feet of 12" water main on Maysville Road from Goeglein Road to Long Road and on Long Road from Maysville Road to Newfield Drive: (CITY PAID).

BERCOT, INC. -------------$60,880.00

NOBIS CONST. CO., INC. ---$72,990.00

T - G EXCAVATING, INC.----$58,521.50

Referred to the Water Engineering Department for tabulation and report.

Award contract on Thursday, September 8, 1977 at 3:30 p.m.

2. Received Real Estate Lease whereby the City through its Board of Public Works leases to Northeastern Indiana Chapter March of Dimes (Joan I. Knapp - Lewis F. Koehlinger) building located at 328 East Berry Street for a term of 75 days beginning September 1, 1977 and ending on November 15, 1977 for the total amount of $25.00.
Use of building will be for Fund Raising Project for March of Dimes called "Haunted House".

Approved and on file in the Board of Public Works.

13. Received Change Order No. 11 of John Dehner, Inc. and Spears-Dehner, Inc., Joint Bidders, in the amount of $34,305.00, prepared by Henry B. Steeg & Associates, for Water Pollution Control Plant Expansion - Division II (Terminal Ponds).

Approved.

Ordered sent to the Common Council on Tuesday, September 13, 1977 at 8:00 p.m.

14. Received quotations from the Purchasing Agent for Blanket Purchase of Bulk Rock Salt for the Street Department: DIAMOND CRYSTAL SALT CO. --------- $17.59/ton MORTON SALT COMPANY -------------- $15.98/ton INTERNATIONAL SALT CO. ----------- $16.59/ton DOMTAR CHEMICALS, INC. ----------- $17.09/ton	Through the recommendation f the Purchasing Agent the b of Morton Salt Company was ac pted for approximately 6000 ton t $15.98/ton under Purchase ler No. B4-01209, dated August , 1977. Ordered sent to the Common uncil on Tuesday, September 13, 1 7 at 8:00 p.m.
15. Received a petition for sanitary sewers on 4069 Daner Drive in Ranchwood area.	Ordered Water Pollution Con l Engineering Department to investigate and report. Board Order No. 172-77.
16. Received a petition for installation of sidewalks on Smith Street from East Creighton Avenue to Buchanan Street.	Ordered the Street Engineeri Department to investigate and report. Board Order No. 173-77.
17. Received a petition for the installation of ornamental lighting on Beechwood Drive and Beechwood Circle.	Ordered the Street Lighting Engineering Department to investigate and report. Board Order No. 174-77.
18. Received Invoice #4 of Dailey Asphalt Products Co., in the amount of $19,446.98, prepared by the Street Engineering Department, for Resolution No. 5719-1976 - resurfacing of Taylor Street and Superior Street.	Approved and ordered paid from encumbered funds 34-423-200, P.O. #00002.
19. Pursuant to request of Robert Fultz and Stephen P. Simmons d/b/a Sunday Auto Mart for a reduction in each Sunday rent for use of City Parking Garage, Board hereby amends Lease of March 17, 1977, by changing paragraph #4 Rental to read ---one hundred dollars ($100.00) each Sunday.	Approved. Sent change to James Schneide Parking Administrator.
20. Received Improvement Resolution No. 5771-77 - final plans, estimate and specifications, prepared by the Street Engineering Department, for improving the Street Department Storage Garage with two 300,000 B.T.U. gas-fired space heaters. This site is located at the City of Fort Wayne's Lafayette Street Complex. The approximate location of the building is in Lots 132, 133 and 134 Lewis Addition. (CITY PAID).	Approved and adopted. A true copy is incorporated herein. Advertise Notice to Contractor September 16 and September 23, 1977. Receive bids on Wednesday, September 28, 1977 at 9:00 a.m Ordered the Street Engineering Department to prepare bid docu ts.
21. Received a request from Pat Newell, 1848 Kensington, for permission to barricade Delaware from Kensington to Pemberton on Saturday, September 17, 1977 from 1:00 p.m. till 10:00 p.m. PURPOSE: Block party.	Approved and permit issued.

2	Received request from Ruckman-Hansen for special permission to install a private 6" sanitary sewer on the 5.5 acre tract described as: Part of the East half of the Northwest quarter of Section 23, Township 31 North, Range 12 East in Allen County, Indiana, Beginning at a point situated 574.6 feet East and 3914.5 feet North of the Southwest corner of the East half of the Southwest quarter of Section 23, Township 31 North, Range 12 East, in Allen County, Indiana, said point being situated in the centerline of Industrial Road, a public thoroughfare in said Section, Township and RAnge; thence East 660.0 feet on a line parallel with the South line of the Southwest quarter of Section 23, Township 31 North, Range 12 East to the West right of way line of the Lake Shore and Michigan Southern Railroad; thence North 726.0 feet along the last described line; thence West 660.0 feet on a line parallel to the aforesaid South line of the Southwest quarter of Section 23, Township 31 North, Range 12 East, to the aforementioned centerline of Industrial Road; thence 726.0 feet along said centerline to the point of beginning, containing 11:00 acres of lane, more or less, subject to an easement over the West 30.0 feet thereof for roadway purposes. with the provision that, should this tract be subdivided, they will install the master-planned sanitary sewer along Industrial Road as provided in Deed conveying said property to Ruckman-Hansen, Inc.	Approved. A true copy of Deed is incorporated herein and appears in Minutes herein under Trustee's Deed. Ordered copy sent to Water Pollution Control Engr. Dept. and Water/Sewer Permit Department.
3.	Regarding sidewalk petition for installation of sidewalks on South Park Drive covered by Board Order No. 102-1976, the Board now orders Board Order rescinded.	Ordered Board Order No. 102-1976 rescinded.
4.	Received executed Agreement, dated August 31, 1977, between the City of Fort Wayne and the Indiana State Highway Commission providing for cooperation in the improvement of U. S. 27 (Clinton Street) from Superior Street to Calhoun Street.	Approved. A true copy is incorporated herein and appears under Agreements.
25.	Received a partial Release of Easement whereby the City of Fort Wayne hereby releases and quitclaims to the City of Fort Wayne for the use and benefit of its Department of Redevelopment all of its right and interest in the following described real estate, located in Fort Wayne, Allen County, Indiana, as granted to it by an easement dated March 16, 1977 and recorded as Document No. 77-5793 on March 16, 1977: The South ten (10) feet of the North twenty (20)	Approved.

feet of Lots 1, 2, 3, 4, 5 and 6 in Block 19 of Ewing's Addition; and the North six (6) feet of the South twenty (20) feet of Lots 7, 8, 9, 10, 11 and 12 in Block 19 of Ewing's Addition.

This release shall not impair or affect the rights of the City of Fort Wayne, over any other real estate described in the easement given to it dated March 16, 1977, from the City of Fort Wayne, Department of Redevelopment.

26. Received a petition requesting City of Fort Wayne to commence proceedings on the private water supply mains and incorporate them within the City supplied system. Petition is for Kercheval Park Addition.

Ordered the Water Engineeri Department to investigate a report.

Board Order No. 176-77.

Meeting adjourned at 11:00 a.m.

Edwd W. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Thursday, September 8, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	E. H. Lamar, M. G Scott Ursula Miller
Continued from August 25, 1977 at 3:30 p.m. . HEARING ON CONFIRMATION: Sidewalk and Curb Improvement Resolution NO. 5770-1977 for partial construction of sidewalk and 100% construction of curb on St. Joe Boulevard from the north curb line of Forest Avenue to the south curb line of State Boulevard.	CONFIRMED. Advertise, Notice to Contractors, September 16 and September 23, 1977. Received bids on Wednesday, September 28, 1977 at 9:00 a.m. Ordered the Street Engineering Department to prepare bid documents.
2. AWARD CONTRACT: Water Contract No. 77-XP-2 - for the furnishing of all materials, labor, equipment, tools, power, transportation, miscellaneous equipment, etc. necessary to install 1350 ± feet of 16" and 1000 ± feet of 12" water main on Maysville Road from Goeglein Road to Long Road and on Long Road from Maysville Road to Newfield Drive. (CITY PAID).	Award contract to T & G Excavating, Inc. at and for their bid in the amount of $58,521.50 subject to councilmanic approval. Ordered the Water Engineering Department to prepare contract and necessary documents.
3. Received Building Line Revision and Change in Restriction No. 5 for Greenvale Addition, Section "B" submitted and approved by the City Plan Commission.	Approved.
4. Received Plans and Profile of Homestead Acres, Section I, submitted and approved by the City Plan Commission.	Approved.

Meeting adjourned at 3:47 p.m.

Ethel H. LaMar

BOARD OF PUBLIC WORKS

ATTEST:
Ursula Miller
Secretary and Clerk

Monday, September 12, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

E. H. Lamar, M. G Scott
Ursula Miller

Received Minutes of Meetings held on Wednesday, September 7, 1977 at 9:00 a.m. and Thursday, September 8, 1977 at 3:30 p.m.

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sen to the Department of Fin e.

3. Received street cut applications:

Approved and permits issu.

1310 N. Coliseum /Columbia ---------- JOHN Hartman
Creighton /2302 Fairfild ------------ NIPSCO
5415 S. Hanna ----------------------- Paul Eickhoff
3625 S. Harrison (alley) ------------ NIPSCO
5306 S. Harrison ------------------- NIPSCO
Highgate Pl. and Duprey Dr.
N. of Countess Dr. ------------- NIPSCO
2705 Kensington Blvd. (alley) ------- NIPSCO
Landover Pl. and Duprey Dr.
bet. Highgate Pl and
Cordava Court ------------------ NIPSCO.
606 Madison ------------------------- City Utilities
3406 S. Monroe (prkstrp) ------------ City Utilities
127 E. Creighton (prkstrp) ---------- NIPSCO
3301 E. Pontiac --------------------- NIPSCO
415 W. Wildwood ------------------- NIPSCO

4. Received private sidewalk applications:

Approved and permits issue

2927 Alexander ----------------------W. Biberstein
3124 Broadway -----------------------J. Stookey
4900 S. Fairfield ------------------Ned Keener Const.
418 W. Maple Grove ------------------Ned Keener Const.
4414 South Park ---------------------Ned Keener Const.

5. Regarding Sewer Improvement Resolution No. 868-1975 and Sewer Easement Resolution No. 140-1975 for Covington Road - Freeman Street area on which bids were received on March 10, 1975 and taken under advisement by the Board and on which time specified for holding bids by the Board has elapsed, the Board orders Sewer Resolution No. 868-1975 and Sewer Easement Resolution No. 140-1975 rescinded.

Ordered Water Pollution Control Engineering Department to rescind Sewer Resolution No. 868-1 Sewer Easement Resolution 140-1975.

RESCIND BOARD ORDER NO. 81-1975.

Received a request from Douglas Street Center (Claude Grimes) 1418 Cypress Lane, for permission to barricade the 400 block of Douglas Street from Lafayette to Clay Street on Saturday, September 10, 1977 from 4:00 p.m. to 10:00 p.m. PURPOSE: Block party.	Approved and permit issued.
Received a request from Park Department (Ann Ranck) City-County Building, for permission to barricade Johhny Appleseed Drive from Parnell to Coliseum Boulevard on Friday, Saturday and Sunday (Sept. 23, 24 and 25, 1977) from 10:00 a.m. thru 10:00 p.m. PURPOSE: Johnny Appleseed Festival.	Approved and permit issued.
Received a request from Salvation Army (Alvin E. Clark) 1725 S. Calhoun Street, for permission to barricade on sidewalks at corner of Wayne and Calhoun and corner of Wayne and Clinton from November 24, 1977 thru December 27, 1977 at all times. PURPOSE: Place booth and kettle for raising funds.	Approved and permit issued.
Received indenture whereby the City of Fort Wayne, Indiana, releases and quit-claims to The Edsall House, a Limited Partnership, the following described real estate: Vacated Webster Street from the south right-of-way of West Main Street to the North right-of-way of West Berry Street.	Approved. Quit-Claim Deed given to Redevelopment Commission. Copy filed in Deeds in office of the Board of Public Works.
Received a request from General Telephone (Don Rehling) 525 Tecumsch, for permission to barricade Bluffton Road - 30 ft. North of Old Trail from East to West right-of-way on September 14, 1977 from 7:00 a.m. to 4:00 p.m. PURPOSE: Place conduit in relationship to road work at Old Trail and Bluffton.	Approved and permit issued.
1. GRANT OF EASEMENT Received Indenture whereby THEODORE F. HAGERMAN and DOROTHY HAGERMAN, SAM W. FLETCHER and CHARLOTTE D. FLETCHER, FLOYD B. KELSEY, JR. and OLENE C. KELSEY, and WILLIAM O. HAGERMAN and JOAN H. HAGERMAN of Allen County, State of Indiana, grant, quit-claim and convey to the CITY OF FORT WAYNE, a permanent easement and right-of-way to construct, operate, control, maintain, reconstruct and remove a sewer line, along and across the following described real property located in Allen County, State of Indiana, to wit: PERMANENT EASEMENT An easement 20 feet in uniform width 10 feet on each side of a continuous centerline described as follows: Beginning at a point located 1829 feet east of the west line and 3840.5 feet south of the north line of	Approved. Ordered City Utilities to issue check in the amount of $2,500.00 to THEODORE F. HAGERMAN and DOROTHY HAGERMAN, SAM W. FLETCHER and CHARLOTTE D. FLETCHER, FLOYD B. KELSEY, JR., and OLENE C. KELSEY, and WILLIAM O. HAGERMAN and JOAN H. HAGERMAN. Payment is to be made from the Water Pollution Control Utility FUND. (Easement - in connection with North Maumee River Sanitary Interceptor).

Section 5, Township 30 North, Range 13 East, said point being on the west property line of the Grantor's property, as described in Deed Record Book 608, Page No. 174; thence northeasterly at an angle of 75° 30' for a distance of 264.8 feet to a point; thence at a deflection of 19° 48' to the right for a distance of 466.8 feet to a point; thence easterly to the east property line. Said point is 110 feet west and 1150 feet south of the northeast corner of the southeast quarter of Section 5.

TEMPORARY EASEMENT

An easement 120 feet in uniform width 60 feet on each side of a continuous centerline as previously described.

12.	Received Partial Payment Estimate of Bercot, Inc. in the amount of $40,000, for City paid portion, approved by the Water Pollution Control Engineering Department, for Sanitary Sewer Resolution No. 871-1976 for Parkwood Place Addition Sanitary Sewer.	Approved. Ordered City Utilities to pay Bercot, nc. the amount of $40,000 fr the Water Pollution Cont Utility Fund.
13.	Received proposals from McNamee, Porter & Seeley, Consulting Engineers, for Fort Wayne Water Works Improvements Soil Borings: FAIRLANE DRILLING & TESTING CO. ------ $3,252.00 SOIL TESTING & ENGR., INC. ----------- $5,760.50	Through the recommendatic of McNamee, Porter & Seeley, Consulting Engineers, the proposal of Fairlane Dril ng & Testing Company was acc ted in the amount of $3,252.0 Ordered City Utilities to sue Purchase Order subject to councilmanic approval. P. 9219 Sent to Council Sept. 27, 77.
14.	Received a request from NORFOLK & WESTERN R. R. (J. D. Gearhart) P.O. Box 1215, for permission to barricade Winter Street at railroad tracks just south of Hayden on Monday and Tuesday, September 12 and 13, 1977 from 8:00 a.m. till 8:00 a.m. on September 13th. PURPOSE: Emergency repair of broken rail.	Approved and permit issue
15.	Received Special Sewer Permit for Roberts Development Corporation, prepared and approved by the Water Pollution Control Engineering Department, and Performance Bond in the amount of $5,000 of John Hartman Construction Company to construct a sanitary sewer known as Columbia Avenue - Peterson Drug Store Sanitary Sewer.	Approved and Special Sewer Permit issued.
16.	Received Special Sewer Permit for Close Insulation Co., Inc., prepared and approved by the Water Pollution Control Engineering Department, and Performance Bond in the amount of $7,500 of Anker Corporation to construct a sanitary sewer known as Projects Drive Sanitary Sewer.	Approved and Special Sewer Permit issued.
17.	Received inspection report from the Water Pollution Control Engineer and Completion Affidavit of John Dehner, Inc. with Guaranty Bond in the amount of $2,100 signed by United States Fidelity & Guaranty for Centennial Industrial Park, Section I.	Approved. Ordered acceptance letter written.

18	Received inspection report from the Water Engineering Department and Completion Affidavit of Duma Construction Company, Inc. with Guaranty Bond in the amount of $27,168.50 signed by Reliance Insurance Company for Water Contract No. 7612 - Decatur Road Water Main Extension.	Approved. Ordered acceptance letter written.
19	Received Sidewalk Improvement Resolution No. 5776-1977, final plans, estimate and specifications prepared by the Street Engineering Department for construction of sidewalk on Lot #2 and a portion of Lot 3, Thompson's 1st Addition, more particularly described as 1236 Scott Avenue. Waiver on Resolution of Improvement is signed by property owner.	Approved and adopted. A true copy of which Resolution No. 5776-1977 is incorporated herein and appears in Minutes herein under Resolution No. 5776-1977. CONFIRMED. Advertise Notice to Contractors, September 16 and September 23, 1977. Receive Bids on Wednesday, September 28, 1977 at 9:00 a.m. Ordered the Street Engineering Department to prepare bid documents.
2.	Received Sidewalk Improvement Resolution No. 5777-1977, final plans, estimate and specifications prepared by the Street Engineering Department for the construction of sidewalk on Lot #3, West 15 feet and Lot #4, East 30 feet, Thompson's 1st Addition, more particularly described as 1304 Scott Avenue, for the full width of said property (45 feet). Sidewalk width of five feet. Waiver on Resolution of Improvement is signed by property owner.	Approved and adopted. A true copy of which Resolution No 5777-77 is incorporated herein and appears in Minutes herein under Resolution No. 5777-77. CONFIRMED. Advertise Notice to Contractors, September 16 and September 23, 1977. Receive Bids on Wednesday, September 28, 1977 at 9:00 a.m. Ordered the Street Engineering Department to prepare bid documents.
.	Received Curb Improvement Resolution No. 5764-1977 final plans, specifications and estimate prepared by the Street Engineering Department for the removal and replacement of 60 lineal feet of curbing ± fronting Lot #97 in Rosalie Park Addition. (2624 Santa Rosa). Waiver on Resolution of Improvement is signed by property owner.	Approved and adopted. A true copy of which Resoluton No. 5764-1977 is incorporated herein and appears in Minutes herein under Resolution No. 5764-1977. CONFIRMED. Advertise Notice to Contractors, September 16, 1977 and September 23, 1977. Receive bids on Wednesday, September 28, 1977 at 9:00 a.m. Ordered the Street Engineering Department to prepare bid documents.
2.	Received Partial Payment No. 1 of Rieth-Riley Construction Company, Inc. in the amount of $21,089.68 prepared and approved by the Street Engineering Department for the renovation and repair of Street Department Parking Lot Resolution No. 5763-1977.	Approved and ordered paid from Account 36-200-369.

23. Received Sewer Resolution 296-1977, final plans, estimate and specifications prepared and approved by the Water Pollution Control Engineering Department for Washington Center Road Lift Station Elimination, Phase I:

For the construction of a sanitary interceptor sewer which, from its size and character, is not only intended and adapted for use by property holders whose property abuts along the line of the said sewer, but is also intended and adapted for receiving sewage from collateral drains already constructed or which hereafter may be constructed.

MAIN LINE

Beginning at an existing sanitary sewer manhole located 10 ± LF south of and 2 ± LF west of the southwest corner of Lot #68 of Paper Mill Bluffs, Section I; thence northwesterly 120 ± LF to a proposed manhole located 5 ± LF west of and 2 ± LF north of the northeast corner of Lot #114 of Paper Mill Bluffs, Section II; thence northeasterly 487 ± LF to a proposed manhole located 5 ± LF north of and 1± LF east of the southwest corner of Lot #75 of Paper Mill Bluffs, Section I; thence due north 303 ± LF to a proposed manhole located 5 ± LF south of and 2 ± LF east of the northwest corner of Lot #3 of Paper Mill Bluffs, Section I; thence due west 865 ± LF, terminating at a proposed manhole located 5 ± LF south of and 1 ± LF east of the northwest corner of Lot #84 of Paper Mill Bluffs, Section II.

Said sewer shall be 18 inches in diameter, with all appurtenances to be constructed in accordance with the plans, profiles, special details and specifications now on file in the Office of the Board of Public Works of the said City, and shall be used for sanitary purposes only.
(CITY PAID).

Approved and adopted. A true copy of which Resolut n 296-1977 is incorpora d herein and appears in inutes under Sewer Resolutio No. 296-1977.

Advertise, Notice to tractors September 16 and Sept er 23.

Receive bids on Wednes y, September 28, 1977 at 00 a

Ordered the Street Engi ering Department to prepare d documents.

24. Received Partial Payment Estimate #30 of Hagerman-Shambaugh (Joint Bidders) in the amount of $164,225.77 for the period of July 29, 1977 to August 26, 1977 for Water Pollution Control Plant Additions of Water Quality Control Project - Division I.

Approved and ordered inv e No. 20 of Hagerman-Shamba h (Joint Bidders) in the a nt of $164,225.77 paid by C Utilities from the Water Pollution Control Utilit Fund.

Also, ordered retainage i the amount of $7,590.83 p d by City Utilities to Hagerma -Shambaugh Escrow Account Lincoln National Bank & Trust Company.

25. Received Partial Payment Estimate No. 30 of H.N.T.B - Henry B. Steeg & Associates Div. in the amount of $2,030.55 for general engineering for Water Quality Control Project - Division I - Water Pollution Control Plant Additions - Federal Project C-180538-01.

Approved.

Ordered City Utilities to pay invoice #30 of H.N.T. - Henry B. Steeg & Assoc. D the amount of $2,030.55 f the Water Pollution Contr Utility Fund.

2	Received Invoice No. 2 of Hipskind Asphalt Corporation, in the amount of $31,383.25, prepared by the Water Pollution Engineering Department, for work on Sewer Resolution No. 287-1976 - Monarch Park.	Approved and ordered paid from Revenue Sharing Account No. 34-410-200 Encumbered - Purchase Order No. 00064.
2	Received Invoice No. 3 of Hipskind Asphalt Corporation, in the amount of $7,710.68, prepared by the Street Engineering Department, for work on Curb and Resurfacing Resolution No. 5740-1976 - Glenwood Avenue from Anthony Boulevard to Leroy Avenue.	Approved and ordered paid from Account No. 34-423-200 Encumbered - Purchase Order No. 00015.
2.	Received Invoice No. 1 Hipskind Asphalt Corporation, in the amount of $14,121.27, prepared by the Street Engineering Department, for work on Resurfacing Resolution No. 5755-1977 - Buell, Pettit and Rudisill.	Approved and ordered paid from Account No. 34-431-001.
2.	Received Partial Payment Estimate No. 2 of Harrision House Food Service, in the amount of $1,273.49, prepared by Grinsfelder-McArdle Associates, Inc. for kitchen equipment for New Senior Citizen Center, 300 Block West Main Street.	Approved and ordered paid from Account 34-409-200 encumbered - P. O. #00024.
).	Received Partial Payment Estimate No. 5 of Moellering Construction Company, Inc., in the amount of $3,608.10, prepared by Grinsfelder-McArdle Associates, Inc. for Senior Citizens Center Plaza, Walks and related amenities for Senior Citizen Center at 300 Block West Main Street.	Approved and ordered paid by Redevelopment Commission.

Meeting adjourned at 11:15 a.m.

Henry P. Wehrenberg

Ethel W. LaMar

Mary G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Wednesday, September 14, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

	H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	E. H. LAMAR, M. G SCOTT Ursula Miller
	Received Minutes of Meeting held on Monday, September 12, 1977 at 9:00 a.m.	
1.	Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2.	Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finar
3.	Received private sidewalk application: 5303 - 05 Indiana Ave. ----------Kinder Const. 716 E. Washington Blvd. ---------E & L Const.	Approved and permits issue
4.	Received driveway application: 801 W. Oakdale Dr. ----------- M. W. Folds	Approved and permit issued
5.	AWARD CONTRACT: Received tabulation and recommendation prepared by the Street Engineering Department for Sidewalk Improvement Resolution No. 5761-1977 for Southwood Park Addition.	Award contract to Hipskind Asphalt Corporation at and for their bid in the amount of $130,647.80 subject to councilmanic approval. Ordered Street Engineer to prepare contract.
6.	RECEIVE BIDS: Street Department Salt Bins - Resolution No. 5773-1977 for improving the Lafayette Street Complex with the installation of salt bins. The structure consists of wide flange columns and oak planking. This structure will be located east of the Street Department storage garage: JOHN DEHNER, INC. ---------- $13,950.00 MARTIN, INC. --------------- $13,995.00	Referred to the Street Engineering Department for tabulation and report. Will award contract on Monday, September 19, 1977 at 9:00 a.m.
7.	Received plat for Lake Shores Extended submitted and approved by City Plan Commission.	Approved.
8.	Received plat of Amber Ridge Estates submitted and approved by City Plan Commission.	Approved.

RESOLUTION:

Approved.

WHEREAS, Amos D. Delagrange and National Homes Construction Corporation, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following described property and streets in Allen County, Indiana, to-wit:

Springwood Road in its entirety, Applewood Rood from a line connecting the westernmost corner of Lot No. 343 with a point on the southernmost line of Lot No. 276 which point is 23.92 feet from the southermost corner of Lot No. 276, northeasterly its entire length within the Plat of Springwood, Section II; and Peartree Lane from a line connecting the southernmost lines of Lots No. 247 and 298, northerly to its intersection with Springwood Road all located within the Plat of Springwood, Section II, a subdivision to Fort Wayne, Indiana, recorded in Plat Book 30, Page 73, in the office of the Recorder of Allen County, Indiana, also

Lots No. 247 thru 276 inclusive and Lots No. 298 thru 343 inclusive in the Plat of Springwood, Section II, a subdivision to Fort Wayne, Indiana, recorded in Plat Book 30, Page 73 in the office of the Recorder of Allen County, Indiana, also,

All easements in, over and upon Lots No. 247 thru 276 inclusive and Lots No. 298 thru 343 inclusive and all easements in, over or upon those portions of Springwood Road, Applewood Road and Peartree Lane described above, located in the Plat of Springwood, Section II, a subdivision to Fort Wayne, Indiana, recorded in Plat Book 30, Page 73 in the office of the Recorder of Allen County, Indiana.

RESOLUTION:

Approved.

WHEREAS, Spy Run Development, Ind., an Indiana Corporation, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following described subdivision and streets, in Allen County, Indiana, to-wit:

Lots #137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148 and 149 all in Lake Shores, Section III, an Addition to the City of Fort Wayne, Indiana, together with that portion of Monterey Drive lying North of the Westerly projection of the North right-of-way line of Lakewood Drive, together with Shorview Drive, together with that portion of Hiltonia Drive, lying North of the Easterly projection of the South line of said Lot #139, all according to the recorded plat thereof, re-recorded at Plat Book 26, page 2, in the Office of the Recorder of Allen County, Indiana.

11. Received Street Improvement Resolution NO. 5778-1977, final plans, estimate, specifications and property ownership list prepared by Street Engineering Department for improving Stratton Road from the east property line of Coldwater Road to a point 284 feet east thereof.	Approved and adopted. A true copy of which Resolu n No. 5778-1977 is incorpor d herein and appears in min s under Street Resolution N 5778-1977. Advertise, Notice to Prope y Owners, September 23 and September 30, 1977. Hearing on Confirmation, Thursday, October 13, 1977 at 3:30 p.m. Notices to be mailed on September 30, 1977.
12. Received Sidewalk Improvement Resolution No. 5774-1977, final plans, estimate, specifications and property ownership list prepared by the Street Engineer for the construction of sidewalk on the north side of Pontiac Street from the east property line of Central Drive to the west property line of Radcliff Drive. WAIVER on the Resolution of Improvement is signed by property owner.	Approved and adopted. A true copy of which Resolut n No. 5774-1977 is incorpora d herein and appears in minu s under Street Resolution No 5774-1977. Advertise, Notice to Contr ors, Owners, September 30 and October 7, 1977. Receive bids on Wednesday, October 12, 1977 at 9:00 a. Ordered bid documents.
13. Received invoice No. 2 of Siebold-Price Tree & Landscape Company, Inc. in the amount of $13,918.50, prepared by Grinsfelder-McArdle, Inc., for Senior Citizen Center Landscaping, West Main Street.	Approved and ordered paid by Redevelopment Commission
14. Received a request from Hipskind Asphalt (John Bugbee) for permission to barricade Rudisill from Lafayette to Abbott Street on Wednesday, September 14, 1977 thru Friday, September 30, 1977 from 7:00 a.m. till 5:00 p.m. PURPOSE: Resurfacing street for City Resolution No. 5755-77.	Approved and permit issued.
15. Received a request from Custom Sewer Service, 11521 Brooklane Drive, for permission to barricade alley behind 5519 Hoagland on Thursday, September 15, 1977 from 8:00 a.m. till 5:00 p.m. PURPOSE: Install sewer.	Approved and permit issued.
16. Received authorization whereby Charles Bell is authorized to act as official appraisal agent for City of Fort Wayne's Abandoned Vehicle Program at fee of $1.50 for each vehicle appraised with a minimum payment of $25.00 for each occasion.	Approved.

Meeting adjourned at 11:00 a.

Henry P. Wehren

Max G. Scott
BOARD OF PUBLIC WORKS

ATTEST:
Ursula Miller
Secretary and Clerk

Monday, September 19, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, M. G Scott
Anne J. Fox, Protem

1. Received purchase orders from the Purchasing Agent of City Utilities. — Approved.

2. Received payment vouchers from the Auditor of City Utilities. — Approved and ordered sent to the Department of Finance.

3. Received private sidewalk applications: — Approved and permits issued.

520 S. Calhoun ------------- Schenkel & Sons
1815 Clara ----------------- L. H. Kanning
1621 Ranford Pl. ----------- Elbrecht-Roussel Concrete

4 Received driveway applications: — Approved and permits issued.

4817 Arlington Ave. ---------- Robt. J. Houser
5030 Executive Dr. ----------- Brooks Const.
5510 Industrial Rd. ---------- Gene Kunberger
Knoll's Add. Busche Dr./E. State--- Rieth-Riley
1717 Lofton Way ---------------Maleady Bldrs. Inc.
4600 Old Mill Road ----------- John Dehner, Inc.
6212 Shell Dr. --------------- Stylemaster Mfg.
6218 Shell Dr. --------------- Stylemaster Mfg.

5 Received street cut applications: — Approved and permits issued.

700 Broadway - NIPSCO
E. R/W N. Clinton (Fernwood to U.S. 30 Bypass - Gen. Tel.
205 E. Collins Rd. - NIPSCO
Creighton & alley E. of Smith - "
2204 Ontario - "
4023 Sheraton Dr. - "
300 & 400 E. Wallace bet. Lafayette & Clay - "
3413 Bowser (alley) - "
3301 E. Pontiac - "
2901 Warsaw (alley) - "
2019 Brooklyn (prkstrp) - City Utilities
923 Cherry Blossom (prkstrp) - "
3214 Crescent (prkstrp) - "
1617 Darien Dr. (prkstrp) - "
4710 Illinois Rd. (prkstrp) - "
703 E. Jefferson (sdw.) - "
421 E. Jefferson (prkstrp) - "
1711 Lavern (prkstrp) - "
1509 Lofton Way (prkstrp) - "

2601 Lynn - NIPSCO
606 Madison - City Utilities
5517 Mason Dr. (prkstrp) - "
3406 S. Monroe (prkstrp) - "
2311 Pittsburg (prkstrp) - "
2806 Shady Oak Dr. (prkstrp) - "
Whitmore & Brooklyn (berm - Gordon Landscape
920 Wilson Dr. - NIPSCO

6. Received inspection report and Primary Assessment Roll prepared by the Street Engineering Department for Sidewalk Improvement Resolution No. 5738-1976 for partial removal and replacement of the sidewalk adjacent Lots #238, #239, #240, #241 and east 70 feet of Lot #242 - all being in Dreibelbiss First Addition.

Approved and completion affidavit filed.

Primary Assessment Roll approved.

Advertise, Notice of Assessment, September 23 and September 24, 1977.

Hearing on Confirmation of Assessment Roll Thursday, October 6, 1977 at 3:30 P.m.

Notices to be mailed on September 23, 1977.

7. AWARD CONTRACT:

Received tabulation and recommendation prepared by the Street Engineering Department for Salt Bins Resolution No 5773-1977 for Street Department Salt Bins.

AWARD contract to John Dehner, at and for their bid in the amou of $13,950.00 subject to councilmanic approval.

Ordered the Street Engineering Department to prepare contract and necessary documents.

8. Received contract, Guaranty and Liability Bonds of T - G Excavating, Inc., in the amount of $58,521.50, prepared by the Water Engineer, for Contract No. 77-XP-2 for the construction of E. State - Maysville - Long Road Water Main Extension, Section II.

Approved.

Ordered sent to the Common Council on Tuesday, September 27, 1977 at 8:00 p.m.

9. Received Water Contract No. 7711 between Ronald W. Stoller and the Fort Wayne Water Utility of the City of Fort Wayne for the construction of water main on Getz Road from Covington Road southward to U. S. Highway #24; also, on Getz Road from the existing water main on Northridge Drive southward to the south property line of Westland Mall.

Approved.

10. SEWER TAP AGREEMENT REIMBURSEMENT:

Permission is hereby granted to the following to tap a sewer to serve the following: KRUSE HOMESTEAD ADDITION.

Lot #:		
22	Michael Schlau -------	$ 991.33
21	Robert Bohde	993.10
112	Ambassador Homes	1033.53
8	Darwin Schock	1175.61
2	Kenneth Carbaugh	1049.65
110	Trico, Inc.	1019.72
108	Ambassador Homes	979.95

Said permission is conditioned upon the payment of the total sum of $7,242.89 to the City of Fort Wayne as reimbursement under a certain Sewer Agreement No. S-165-76, dated the 3rd of September, 1976, who are parties of said contract, by the City of Fort Wayne; it is further conditioned upon a sewer tap permit being taken out with Water/Sewer Service Permit Room.

Approved.

Ordered the City Utilities to remit the sum of $7,242.89 to Alice Miller Realty, Inc. which sum was deposited with the City by the applicants, to be distributed as set out in the Special Sewer Tap Agreement.

11. Received a petition for the installation of sewer line on 2330 Birchwood.

Ordered Water Pollution Control Engineering Department to investigate and report.

Board Order No. 181-1977.

12. Received a petition for the installation of curbing on 3721 to 3731 Inwood Drive.

Ordered the Street Engineering Department to investigate and report.

Board Order No. 180-1977.

13 Received Sidewalk Resolution No. 5779-1977, final plans, estimate, specifications and property ownership list, prepared by the Street Engineering Department for construction of sidewalk on Lot #57, Fleming and Kuhne Addition more particularly described as 336 West Darrow Avenue, for the full width of said property (38 ft.) to a width of five feet.

WAIVER on the Resolution of improvement is signed by the property owner.

Approved and adopted. A true copy of which Resolution is incorporated by reference herein under Sidewalk Resolution No. 5779-1977.

CONFIRMED.

Advertise Notice to Contractors on September 23 and September 30, 1977.

Receive bids on Wednesday, October 5, 1977 at 9:00 a.m.

Order bid documents.

14 Received plat of Mariner's Ridge, Section III, submitted and approved by the City Plan Commission.

Approved.

15 Received quotation from the Purchasing Agent for the proposed purchase of Meter Master and Strip Charts for the Water Enginering Department:

F. S. BRAINARD & COMPANY,INC. ------- $2,649.00

Through the recommendation of the Purchasing Agent the bid of F. S. Brainard & Company, Inc. was accepted under Purchase Order No. 9232, dated September 16, 1977, in the amount of $2,649.00.

Ordered sent to the Common Council on Tuesday, September 27, 1977 at 8:00 p.m.

16.	Pursuant to report from the City Utilities Auditing Department listing unpaid Miscellaneous Accounts Receiveable Write-offs as per list submitted in the total amount of $5,822.65 (Water ---$3,443.28 and Sewer --- $2,379.37) in Revenue Accounts.	Approved.
17.	Received invoice of Maxwell Tree Expert Co., Inc., in the amount of $198.00, prepared by the Street Engineering Department, covered by Resolution No. 5734-1976 - Oxford Phase II.	Approved and ordered paid from MVH Fund.
18.	Received Invoice No. 3 of Continental Construction Company, Inc., in the amount of $1,089.19, prepared by the Street Engineering Department, for Resolution No. 5721-1976 (Summit Street from the east property line of Cedar to the west property line of McCulloch).	Approved and ordered paid by Community Development & Planni
19.	Received invoice of Carrington & Associates, in the amount of $1,689.85, prepared by the Street Engineering Department, for Miscellaneous concrete work at 1738 Purdue Dr., 1011 High St., 1101 High St., 2304 Indian Village Blvd. Eckart St., Lake Ave. and Grove Street.	Approved and ordered paid from Account 28-881-265, P.O. 00095.
20.	Received invoice of T & F Construction Corporation, in the amount of $378.00, prepared by the Street Lighting Engineering Department, covered by Maintenance Contract - Street Lighting System - (Standish between Pettit and Fairfax).	Approved and ordered paid Account 33-662-265 (enc.) P.O. 00060.
21.	Received Invoice No. 1 of Continental Construction Company, Inc. in the amount of $6,859.53, prepared by Street Engineering Department, for work performed on Resolution No. 5734-1976 - Oxford Phase II.	Approved and ordered paid by Community Development & Planning
22.	Received invoice of Rieth-Riley Construction Company in the amount of $1,772.53, prepared by the Street Engineering Department, for retainage withheld on Resolution No. 5729-1976 Resurfacing Sixth District Councilmanic area (Woodview Boulevard).	Approved and ordered paid from Encumbered Account #34-423-200, Purchase Order No. 00013.
23.	Received invoice of T & F Construction Corporation, in the amount of $135.00, prepared by the Street Lighting Engineering Department, covered by Maintenance Contract - Street Lighting System - (Dawn and Delaware).	Approved and ordered paid Account 33-662-265 (enc.) P.O. 00060.
24.	Received invoice from City Controller (Barrett Law Department) in the amount of $101.52 covering the balance of City cost on Street Lighting Resolution No. 111-1975 - Southwood Park Area.	Approved and ordered paid from Account 34-429-001.

25. Received the following quotations from the Purchasing Agent for the proposed purchase of items for the Water Maintenance and Service Department:

Item I:

One Two-ton cab and chassis:

ALLEN COUNTY MOTORS--------$7,190.00
INTERNATIONAL HARVESTER----$7,400.00

Item I-A:

One Crew cab body (mounted):

DELPHI BODY WORKS --------$ 9,670.00
HOOSIER TRUCK EQUIP., INC.$10,075.00

Item II:

One Tandum dump truck:

ALLEN COUNTY MOTORS -----$15,750.00
INTERNATIONAL HARVESTER--$15,589.87

Item II-A and II-AA:

One Dump Body and Hoist (mounted):

W. A. JONES & SON------ $ 4,102.14
ERNST TRUCK EQUIPMENT - $ 4,065.04
HOOSIER TRUCK EQUIP.INC.-$ 3,871.00

Through the recommendation of the Purchasing Agent the bids were accepted as follows:

Purchase Order No. 9194, dated September 14, 1977, in the amount of $7,190.00, was issued to Allen County Motors for Item I.

Purchase Order No. 9195, dated September 14, 1977, in the amount of $9,670.00, was issued to Delphi Body Works, Inc. for Item I-A.

Purchase Order No. 9196, dated September 14, 1977, in the amount of $15,589.87, was issued to International Harvester for Item II.

Purchase Order No. 9197, dated September 14, 1977, in the amount of $3,871.00, was issued to Hoosier Truck Equipment, Inc. for Item II-A and II-AA.

All purchase orders sent to the Common Council on Tuesday, September 27, 1977 at 8:00 p.m.

26 Received a request from L. J. Pongonis, 1325 Kensington Blvd., for permission to hold a block party on Sunday, September 18, 1977 from 2:00 p.m. till 8:00 p.m. and to barricade Kensington Blvd. from Columbia to Tilden.
PURPOSE: Block Party.

Approved and permit issued.

27 Received a request from Karen Figel, 402 W. Sherwood Terrace, for permission to barricade Pasadena from Fairfield to Arlington on Sunday, September 25, 1977 from 1:00 p.m. till 6:00 p.m.
PURPOSE: Ice cream social for St. John the Baptist Catholic Church.

Approved and permit issued.

28 Received a request from Weigand Construction (Don Kimes) 1523 Summer Street, for permission to barricade portion of sidewalk in front of 120 W. Superior (Janitor's Supply) also, alley beside building closed 9/20/77 thru 9/23/77 on Tuesday, September 20, 1977 thru Friday, September 30, 1977 at all times.
PURPOSE: Repair building.

Approved and permit issued.

Meeting adjourned at 10:35 a.m.

Henry P. Wehrenberg

BOARD OF PUBLIC WORKS

ATTEST: Ursula Miller
Secretary and Clerk

Wednesday, September 21, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, M. G Scot
Ursula Miller

Received Minutes of Meeting held on Wednesday, September 14, L977 at 9:00 a.m.; also, Monday, September 19, 1977 at 9:00 a.m.

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3. Received sidewalk application:

Approved and permits issued.

334 W. Foster Parkway ------------ A. Molargik
6223 Highgate Pl. ---------------- L. Delegrange Const.

4. Received street cut applications:

Approved and permits issued.

137 Chambeau Rd. (prkstrp) -------- Shambaugh & Son
2525 Chandler Dr. (prkstrp) - City Utilities
1809 Duprey Dr. (prkstrp) -
6611 Durango Dr. (prkstrp) -
6425 Durango Dr. (prkstrp) -
6221 Highgate Dr. (prkstrp) -
6216 Highgate Dr. (prkstrp) -
6214 Highgate Dr. (prkstrp) -
6212 Highgate Dr. (prkstrp) -
6226 Highgate Dr. (prkstrp) -
6224 Highgate Dr. (prkstrp) -
717 W. Jefferson (alley) - R & A Plumb., Inc.
1617 Lofton Way (berm) - NIPSCO
1626 Randford Pl. (prkstrp) - City Utilities
1622 Randford Pl. (prkstrp) -
1612 Randford Pl. (prkstrp) -
1608 Randford Pl. (prkstrp) -
500 So. Calhoun - Water Const.

5. Received driveway applications:

Approved and permits issued.

520 S. Calhoun /on Dock St. ------Schenkel & Sons
6110 Chicory Dr. -----------------A. D. Delagrange
1621 Ranford Pl. -----------------Elbrecht & Roussel
1116 St. Joe Blvd. ---------------L. W. Dailey, Inc.
3303 Shoaff Pk. River Dr. --------A. D. Delagrange
3304 Shoaff Pk. River Dr. --------A. D. Delagrange

6.	Received a request from Dan Howe, Principal, Northside High School, 475 E. State, for permission to barricade Northside Drive from State to Stadium and intersection of Fricke and Eade on Friday, September 23, 1977 from 6:30 p.m. till 9:00 p.m. PURPOSE: Control parking and traffic during football game (crowd of about 6,000 expected).	Approved and permit issued.
7.	Received a request from Kingston Park Association, % Jim O'Neill, 1921 Mathias, for permission to barricade intersection of Clarmarnic and Charter on Saturday, September 24, 1977 from 1:00 p.m. till 8:00 p.m. PURPOSE: Block Party.	Approved and permit issued.
8.	Received a request from Moose Lodge (Mr. Clear) Street Department, for permission to barricade Warren Street between Maumee and Wench on Sunday, October 2, 1977 from 7:00 a.m. till 10:00 p.m. PURPOSE: Block Party.	Approved and permit issued.
9.	Received a request from East Central Neighborhood Association (Brenda Green) 1107 Summit Street, for permission to barricade Harmar Street from Hugh to Lewis Streets on Saturday, September 24, 1977 from 11:00 a.m. till 10:00 p.m. PURPOSE: Carnival (Martin Luther King Center).	Approved and permit issued.
10	Resolution No. 5767-1977-for improving Clinton Street from a point 121 feet south of the center line of Superior Street north to the centerline of Calhoun Street. The improvement will consist of widening the existing street to 55 feet from Superior Street to Duck Street and to 48 feet from Duck Street to Calhoun Street, the construction of curbs, sidewalks, inlets, drive approaches, street lighting and installing new traffic signals at Superior Street. Received Improvement Resolution No. 5767-1977, final plans, estimate and specifications, prepared by the Street Engineering Department.	Approved and adopted. A true copy of which Resolution No. 5767-1977 is incorporated herein and appears in minutes under Resolution No. 5767-1977. Advertise, Notice to Contractors, September 30 and October 7, 1977. Receive bids on Wednesday, October 12, 1977 at 9:00 a.m. Ordered the Street Engineering Department to prepare bid documents.
11	Received Street Lighting Resolution No. 124-1977, final plans, estimate and specifications, prepared by the Street Lighting Engineering Department, for Street Lighting in West Central Neighborhood Impact Area, Phase II, more specifically identified as Jackson Street from Lavina Street to Leykauf Street, Union Street from Lavina Street to Leykauf Street, Rockhill Street from Lavina Street to its southern terminus, College Street from Jefferson Boulevard to the Conrail Elevation, Nelson Street from Jefferson Boulevard to Jones Street, Garden Street from Jefferson Boulevard to Garden Street, Wilt Street from Nelson Street to College Street and Jones Street from Garden Street to Rockhill Street, all in accordance with the detailed drawing and specification on file in the office of the Department of Public Works of said City, Fort Wayne, Indiana, and such lighting is now ordered.	Approved and adopted. A true copy is incorporated herein. Advertise Notice to Contractors on September 30 and October 7, 1977. Received bids on Wednesday, October 12,1977 at 9:00 a.m. Ordered Street Lighting Engineering Department to prepare bid documents.

12.	Received quotations from the Purchasing Agent for emergency snow removal for the Street Department: Blanket Purchase Order. BRUDI STONE & GRAVEL, INC. GRAVES TRUCKING COMPANY	Through the recommendatio of the Purchasing Agent th bid of Brudi Stone & Gravel Inc. was accepted under Purchase Order No. 4-01295 Blanket Order, dated September 19, 1977. The bid of Graves Trucking Company was accepted under Purchase Order No. 4-01296 Blanket Order, dated September 19, 1977. Ordered sent to the Common Council on September 27, 19 at 8:00 p.m.
13.	Received Contract, Guaranty and Liability Bonds of Business Equipment Company, in the amount of $12,209.16, prepared by Grinsfelder-McArdle Associates, Inc., signed by The American Insurance Company for Multi-Purpose Stacking chairs and their installation in the New Senior Citizen Center, 300 Block of West Main Street.	Approved. Ordered sent to the Common Council on Tuesday, October 11, 1977 at 8:00 p.m
14.	Received Partial Payment Estimate No. 13 of Grinsfelder-McArdle Associates, Inc. in the amounts as follows: For architectural services rendered 8/1/77 through 8/31/77. Senior Citizen Center, West Main Street: Plaza and Landscaping ----------- $217.00 Furnishings & Equipment ---------$1037.43	Approved and ordered paid from Account 34-409-200 encu bered, Purchase Order No. 00
15.	Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of Don Vickery, Inc. with Guaranty Bond in the amount of $8,200.00 signed by United States Fidelity & Guaranty for Special Sewer -Lake Avenue Church of Nazarene - Columbia Avenue Sanitary Sewer Extension.	Approved. Ordered acceptance letter written.
16.	RESOLUTION: WHEREAS, Reba Valentine and Edward W. and Linda D. Mahrt, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley situated in Fort Wayne, Allen County, Indiana, to-wit: That portion of the north-south alley, extending north from East Branning Street to the east-west alley, lying between Lot #9 Engles Addition and Lot #25 Calhoun Place Addition. all in accordance with the terms of Section 44, Chapter 174 of the Acts of 1947, of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana, Indiana Code Section 18-7-5-46.	Approved.

17. Received Invoice #3 of John Dehner, Inc. in the amount of $31,403.24 prepared by the Street Engineering Department, covering work performed under Resolution No. 5746-1977 - Barr Street. (FINAL PAYMENT).

Approved and ordered $14,160.54 from the Arterial Road and Street Account and $17,242.70 paid by the Community Development and Planning Revenue money. (FINAL).

18. INSPECTION - ACCEPTANCE SEWER:

Received inspection report fromthe Water Pollution Control Engineering Department and Completion Affidavit of Hipskind Asphalt Corp. with Guaranty Bond in the amount of $84,000.00 signed by Trinity Universal Insurance Company for Manor Park Collector Sewer (OFFSITE).

Approved and ordered acceptance letter written.

Regarding transfer of developer's rights from David J. Westropp to Karl Jensen, at this time, by authority of a special sewer extension agreement between Developer and City Board of Public Works on January 10, 1977, recorded by Instrument #77-04410, Board authorizes City Utilities to pay $28,700 due the developer, Karl Jensen, from City Utility Sewer Fund for oversizing costs of MANOR PARK COLLECTOR SEWER (offsite).

19. Received Invoice No. 1 of John Dehner, Inc. in the amount of $57,758.40, prepared by the Street Engineering Department, covering work performed under Resolution No. 5762-1977 - Bluffton Road - Old Trail Intersection.

Approved and ordered paid from Arterial Road and Street Account.

20. Received Partial Payment Invoice of Earth Construction & Engineering, Inc. in the amount of $27,739.20, prepared by the Water Pollution Control Enginering Department, covering work on Sewer Resolution No. 288-1977 - Valley Hills Estates Sanitary Sewer.

Approved.

Ordered City Utilities to pay invoice from City Utility Funds and funds set aside from Mobile Communities, Inc.

21. Received petition for installation of curbing at 4616 Oliver Street (facing Capitol Avenue).

Approved. Ordered Street Engineering Department to investigate and report.

Board Order No. 182-77.

22. Received Resolution No. 295-1977, final plans, estimate, specifications and property ownership list, prepared by the Water Pollution Control Engineering Department, for the construction of a sanitary sewer interceptor to eliminate the Glenwood Park Lift Station, which from its size and character is intended for use by property holders whose property abuts along the line of said sewer, be and the same is hereby ordered.

Approved.

Beginning at an existing sanitary sewer manhole located 5 ± L west of and 5 ± LF south of the northwest corner of lot 34 of Sanibel Acres, Section B, as recorded in Plat Book 27, Page 89; thence due east 355 ± LF to a proposed manhole located 5 ± LF east of and 1 ± LF north of the northeast corner of Lot 54 of Gerke's Trier Road Addition, Section 3, as recorded in Plat Book 27, Page 43 and 44; thence southerly 125 ± LF along the east property line of said lot 54 to a proposed manhole located 5 ± LF east of and 1± LF south of the southeast corner of said lot 54; thence due east 900 ± LF to a proposed manhole located 5± LF south of and 1 ± LF east of the northwest corner of lot 7 of Gerke's

A true copy is incorporated herein.

Trier Road Addition, Section 3, as recorded in Plat Book 18, Page 157; thence due south 300 + L to the existing sanitary sewer wet well of the Glenwood Park Lift Station.

Said sewer shall be 15" in diameter.

LATERAL #1:

Beginning at an existing sanitary sewer manhole located 20 + L west of and 20 + LF south of the southwest corner of lot 31 of Sanibel Acres, Section B, as recorded in Plat Book 28, Page 89: thence due north 60 + LF terminating at a proposed bulkhead.

Said sewer shall be 8" in diameter.

LATERAL #2:

Beginning at an existing sanitary sewer manhole located 5 + LF west of and 5 + LF south of the northwest corner of Lot 34 of Sanibel Acres, Section B, as recorded in Plat Book 27, Page 89; thence due north 60 + LF terminating at a proposed bulkhead.

Said sewer shall be 8" in diameter.

LATERAL #3:

Beginning at a proposed sanitary sewer manhole located 10 + LF south of and 5 + LF west of the northeast corner of Lot 8 of Gerke's Trier Road Addition, Section 1, as recorded in Plat Book 18, Page 157; thence northeasterly to a proposed cleanout located 20 + LF east of and 1 + LF north of the southeast corner of Lot 85 of Gerke's Trier Road Addition, Section 3, Plat Book 27, Pages 43 and 44.

Said sewer shall be 8" in diameter.

All appurtenances to be constructed in accordance with the plans, profiles, special details and specifications now on file in the office of the Board of Public Works of said City, and shall be used for sanitary purposes only. (Sewer Easement Resolution No. 154-1977).

23. Received Sewer Easement Resolution No. 154-1977, final plans and property ownership list, prepared by the Water Pollution Control Engineering Department, for the condemnation of a Permanent and Temporary Easement for the purposes to construct a sewer line along and across a portion of the northwest quarter Section 29, Township 31 North, Range 13 East of the 2nd P.M., bounded on the west by Captiva Drive; bounded on the south by Trier Road, bounded on the north by a line 100 feet north of and parallel to the centerline of Dewberry Drive; bounded on the east by a line 280 feet west of and parallel to the centerline of Wyandotte Drive.

All land affected lies within northwest quarter, Section 29, Township 31 North, Range 13 East. (SEWER RES. 295-77 Glenwood Park Lift Station Elimination).

Approved and adopted. A true copy is incorporated herein.

Advertise, Notice to Property Ow rs. September 30 and October 7, 1977

Hearing on Confirmation, Thursda October 20, 1977 at 3:30 p.m.

Notices to be mailed on October 1977

24. Received Sewer Improvement Resolution No. 294-1977, final plans, estimate, specifications and property ownership list, prepared by the Water Pollution Control Engineering Department for Freeman Street - Covington Road Sanitary Sewer for the construction of a sanitary interceptor sewer, which from its size and character is intended for use by property holders whose property abuts along the line of said sewer, be and the same is hereby ordered.

LATERAL #1, LATERAL #1-A, LATERAL #1-B, LATERAL #2, LATERAL #3, LATERAL #4, LATERAL #5, LATERAL #6, LATERAL #7, LATERAL #8 and LATERAL #8-A.

Said sewer shall be 8", 10" and 12" in diameter, with all appurtenances to be constructed in accordance with the plans, profiles, special details and specifications now on file in the office of the Board of Public Works of said City, and shall be used for sanitary purposes only.

All work done in the making of the aforementioned public improvement shall be in accordance with the terms and conditions of the resolution aforementioned and the plans, profiles, special details and specifications now on file in the office of the Board of Public Works of said City.

It is hereby found by said Board of Public Works that part of the cost of said improvement shall be paid by the City of Fort Wayne, Indiana, out of monies from the Sewer Utility Fund. It is further found by said Board of Public Works that all abutting property owners shall be assessed to reimburse the Sewer Utility Fund for all those monies involved for said improvements.

Pursuant to I.C. 19-2-7-16 (Burns 48-3936), any and all property owners owning property outside the corporate limits of the City of Fort Wayne utilizing the sanitary sewer constructed by authority of this resolution does release his or their right to remonstrate against pending or future annexation by the City of Fort Wayne.
(SEWER EASEMENT RES. NO. 153-77).

Approved and adopted. A true copy is incorporated herein.

Advertise, Notice to Contractors, October 7 and October 14, 1977.

Receive bids on Wednesday, November 9, 1977 at 9:00 a.m.

Ordered bid documents.

2 Received Sewer Easement Resolution No. 153-1977, final plans and property ownership list, prepared by the Water Pollution Control Engineering Department, for the condemnation of a permanent and temporary sewer easement for the purposes to construct, operate, control and maintain a sewer line along and across a portion of the southeast quarter of the southwest quarter, SEction 9 Township 30 North, Range 12 East, the east half of the northwest quarter, Section 16 Township 30 North, Range 12 East, bounded on the north by the south right-of-way line of Ontario Street and its westerly extension, bounded on the west by a line 200 ± LF west of and parallel to the west right-of-way line of Freeman Street, bounded on the south by a line 200 ± LF south of and parallel to the centerline of Nuttman Avenue, bounded on the east by west right-of-way line of Norfold and Western Railroad.

(SEWER RES. NO. 294-77).

Approved and adopted. A true copy is incorporated herein.

Advertise, Notice to Property Owners, September 30, 1977 and October 7, 1977.

Hearing on Confirmation, Thursday, October 20, 1977 at 3:30 P.m.

Mail notices on October 7, 1977.

26. Received a request from John Dehner, Inc., 1206 Clark Street, for permission to barricade north end of Old Trail Road at Bluffton Road on Wednesday, September 21, 1977 thru Wednesday, October 5, 1977 starting at 9:00 a.m. 9/21/77 then closed at all times.
PURPOSE: Street repair for City project.

Approved and permit iss d.

27. Received a request from Norfolk & Western R. R. (Div. Engrs. Office) P.O. Box 1215, for permission to barricade Lumbard Street at crossing just south of McDonald Street on Thursday and Friday, September 22 and 23, 1977 from 7:00 a.m. on 9/22/77 thru 4:00 p.m. on 9/23/77.
PURPOSE: Repair broken rail and resurface crossing.

Approved and permit issu

Meeting adjourned at 11:10 a

Henry P. Wehrn

May G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

Monday, September 26, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar,
M. G Scott
Ursula Miller

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3 Received driveway application:

Approved and permit issued.

6223 Highgate Pl. -------------------Lewis Delagrange

4 Received private sidewalk applications:

Approved and permits issued.

1828 Crescent ----------------- Geo. Lengacher
6214 Highgate Pl. --- Witmer Homes of Auburn
6216 Highgate Pl. --- "
6035 Landover Pl. --- "
6105 Landover Pl. --- Mishler Bldrs.
1015 Packard --- Ned Keener Const. Co.
3318 Rosebay Ct. --- A. D. Delagrange
3913 Wenonah Lane --- Ned Keener Const. Co.

5 Received street cut applications:

Approved and permits issued.

2300 Blk. of Bolton --------------- T & G Excav.
3413 Bowser (alley) --- NIPSCO
1222 Burgess --- "
127 E. Creighton --- "
3015 Drexel (prkstrp) --- Martin Enterprises
800 Blk. Eliza --- NIPSCO
Grant at alley no. of Maumee and in alley west of Grant (st. & alley) --- "
910 Herman --- "
1233 S. Lafayette (sdw.) --- Martin Enterprises
1235 S. Lafayette (sdw.) --- "
6021 Landover Pl --- NIPSCO
1611 Lofton Way --- "
3301 E. Pontiac --- "
2901 Reed (prkstrp) --- Soft Water Utilities, INc.
2901 Warsaw (alley) --- NIPSCO
1524 Fisher (alley) --- NIPSCO
2721 John --- "
4646 Old Mill Rd --- "

6. Received Improvement Resolution No. 5780-1977, final plans, estimate and specifications prepared by the Street Engineering Department for the repair of roof at the Fort Wayne Police Academy, 1717 South Lafayette Street.	Approved and adopted. A true copy is incorporated herein. Advertise, Notice to Contract , September 30 and October 7, 1 Receive bids on Wednesday, October 12, 1977 at 9:00 a.m. Ordered bid documents from the Street Engineering Departm t.
7. Received a request from A-1 Sanitary Sewer Service, 915 Sherman Blvd., for permission to barricade alley behind 3013 Plaza Drive on Monday and Tuesday, October 3 and 4, 1977 from 8:30 a.m. thru 4:00 p.m. PURPOSE: Sewer repair.	Approved and permit issued.
8. Received a petition for the installation and repair of sidewalk on 826 Nuttman Avenue.	Ordered the Street Engineering Department to investigate and r ort.
9. Received Invoice #4 (FINAL) of John Dehner, Inc. in the amount of $9,314.02, prepared by the Street Engineering Department, covering work on Improvement Resolution No. 5746-76 - Barr Street.	Approved. Ordered paid by Community Devel ment and Planning
10. Received Purchase Order No. 9248, dated September 23, 1977, to Varian Instrument Division, in the amount of $32,474.00 from the Purchasing Agent for the proposed purchase of Bench Model Gas Chromatograph for the Water Pollution Control Plant Laboratory.	Approved. Ordered sent to the Common Council on Tuesday, October 11, 1977 at 8:00 p.m. Purchase is subject to councilma c approval and EPA approval.
11. Received quotation from the Purchasing Agent for proposed purchase of two 3/4 Ton 1978 Trucks for the Water Pollution Control Maintenance Department: ALLEN COUNTY MOTORS ------------$10,242.00	Through the recommendation ot the Purchasing Agent the bid of Allen County Motors in the amoun of $10,242.00 was accepted under Purchase Order No. 9253, dated September 23, 1977, and ordered sent to the Common Council on Tuesday, October 11, 1977 at 8:00 p.m.
12. Received invoice of Johns Painting & Decorating Company, in the amount of $4,780.00, prepared by the Street Engineering Department, covered by Resolution No. 5769-77 for exterior painting of Street Department Building in the Lafayette Street Complex.	Approved and ordered paid from Account No. 36-200-367 and 368.
13. Received Agreement between Indiana State Highway Commission and City of Fort Wayne for allocation of Federal Funds for Project M-F 864 (1) Tillman Road, from Anthony Boulevard East to Hessen Cassel Road in Fort Wayne, - Item #80415.	Approved. A true copy is incorporated herei

14. Received Agreement between Indiana State Highway Commission and City of Fort Wayne for allocation of Federal Funds for Project H.H.S. 251-3 (1), Spy Run Avenue and Clinton Street intersection in Fort Wayne, Item No. 00014.	Approved. A true copy is incorporated herein.
15. Received proposal from Jackson Communication Corporation for Make Ready Survey for Cable Television Systems for one technician at a rate of $195.00 per day for approximately 15 days. Survey will be on approximately 1,000 utility poles in predetermined areas of the City of Fort Wayne, Indiana.	Approved.
16. Received a request from Norfolk & Western R. R. (Div. Engrs. Office) P.O. Box 1215, for permission to barricade Brooklyn Avenue just south of Whitmore Avenue on Monday thru Wednesday, October 3, 4 and 5, 1977 at all times. PURPOSE: Install new temporary crossing.	Approved and permit issued.

Meeting adjourned at 10:55 a.m.

Henry P. Wehrenberg

Ethel V. LaMar

Mary A. [illegible]

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Wednesday, September 28, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. La
M. G Scott
Ursula Miller

Received Minutes of Meetings held on Wednesday, September 21, 1977 at 9 a.m. and Monday, September 26, 1977 at 9 a.m.

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent t the Department of Finance.

3. Received private sidewalk applications:

Approved and permit issued.

114 E. Wayne St. -----------K. Scheeler Const.
3525 S. Wayne -------------K. Scheeler Const.
3311 Bunchberry Ct. --------A. D. Delagrange
6109 Chicory Dr. -----------A. D. Delagrange
3303 Shoaff Pk. River Dr. --A. D. Delagrange
3304 Shoaff Pk.River Dr. ---A. D. Delagrange
3310 Bunchberry Dr. --------A. D. Delagrange
3311 Shoaff Pk.River Dr. ----A. D. Delagrange
3319 Shoaff Pk. River Dr. --A. D. Delagrange
3320 Shoaff Pk. River Dr. --A. D. Delagrange

4. Received street cut applications:

Approved and permits issued.

1221 Barthold ------------- NIPSCO
1639 Barthold (alley) --- "
2929 Bowser --- "
2505 Chestnut (alley) --- "
2218 S. Clinton --- "
919 Forest (alley) --- "
2324 Fox --- "
1228 Francis --- "
1401 Grant --- "
1423 Grant --- "
2721 John --- "
3624 S. Lafayette --- "
6009 Landover Pl. --- "
6208 Landover Place --- "
2902 Monroe on Boltz --- "
609 E. Rudisill --- "
1105 Swinney --- "
2501 Weisser Park --- "
1813 Winter (alley) --- "
4646 Old Mill Road --- "

5. Received driveway applications:

6214 Highgate Pl. -----------Witmer Homes
6216 Highgate Pl. ---Witmer Homes
2009 Lakeview Ave. ---Harley Graham
6105 Landover Pl. ---Mishler Bldrs.
6035 Landover Pl. ---Mishler Bldrs.
2816 Nordholme ---R. L. Bandor
3318 Rosebay Ct. ---A. D. Delagrange

6. RECEIVE BIDS:

Resolution No. 296-1977 for Washington Center Road Lift Station Elimination, Phase I:

BERCOT, INC. ---- $315,200.00 No alternate

JOHN DEHNER, INC.-$306,586.60 Alternate:
Line 10: $160,000.
Line 11: $204,700.

Referred to the Water Pollution Control Engineering Department for tabulation and report.

Award contract on Wednesday, October 5, 1977 at 9:00 a.m.

7 RECEIVE BIDS:

Sidewalk and Curb Resolution No. 5770-1977 for partially constructing sidewalk and 100% curb on St. Joe Boulevard from the north curb line of Forest Avenue to the south curb line of State Boulevard:

BROOKS CONST. CO ------------ $43,879.80

L. W. DAILEY, INC. ---------- $39,856.50

HIPSKIND ASPHALT CORP. ------ $38,427.50

Referred to the Street Engineering Department for tabulation and report.

Award contract on Monday, October 3, 1977 at 9:0 a.m.

8 RECEIVE BIDS:

Installation of Heaters in the Street Department Storage Garage - Resolution No. 5771-1977 - for improving the garage with two 300,000 B.T.U. gas-fired space heaters. This site is located at the City of Fort Wayne's Lafayette Street Complex:

E. A. REIM PLUMB. & HEATING ------ $6,540.00

SHAMBAUGH & SON ------------------ $4,164.00

Referred to the Street Engineering Department for tabulation and report.

Award contract on Monday, October 3, 1977 at 9:00 a.m.

RECEIVE BIDS:

Resolution No. 5764-1977 for removing and replacing 60 lineal feet of curbing and fronting lot #97 in Rosalie Park Addition (2624 Santa Rosa Drive):

BROOKS CONST. CO. -----------$1,010.00

Referred to the Street Engineering Department for tabulation and report.

Award contract on Monday, October 3, 1977 at 9:00 a.m.

10.	RECEIVE BIDS: Sidewalk Improvement Resolution No. 5776-77 for constructing sidewalk on Lot #2 and a portion of Lot #3, Thompson's 1st Add. (1236 Scott Avenue): BROOKS CONST. COMPANY---------- $1,470.00	Referred to the Street Engineering Department for tabulation and report Award contract on Monday, October 3, 1977 at 9:00 a
11.	RECEIVE BIDS: Sidewalk Improvement Resolution No. 5777-77 for constructing sidewalk on Lot #3, West 15 feet and Lot #4, East 30 feet, Thompson's 1st Addition (1304 Scott Avenue): BROOKS CONST. COMPANY --------- $1,590.00	Referred to the Street Engineering Department for tabulation and report. Award contract on Monday, October 3, 1977 at 9:00 a.
12.	IMPROVEMENT RESOLUTION NO. 65-74-12 Resolved by the City of Fort Wayne by and through its Board of Public Works that it is deemed necessary to improve the Fort Wayne Humane shelter, 2225 Dwenger Avenue, all in accordance with the specifications on file in the Board of Public Works. The cost of said improvement will be paid by funds from the Local Public Works Capital Development and Investment Program and Revenue Sharing Funds, all according to the Public Works Employment Act and to State and local laws.	Approved. H.I. Advertise, Notice to Contractors, October 7, 1977 and October 14, 1977. Receive bids on Wednesday, November 9, 1977 at 9:00 a. Bid documents to be prepare y Martindale, Tourney, Gibson Inc. Architects.
13.	Received quotations from the Purchasing Agent for the proposed purchase of one (1) Handy Ram Pavement Breaker for Water Maintenance & Service Department: MACDONALD MACHINERY CO., INC. -------- $2,750.00 STOCKBERGER MACHINERY ---------------- $3,006.00	Through the recommendation of the Purchasing Agent, the bid of MacDonald Machinery Company, Inc. in the amount of $2,750.00 was accepted under Purchase Order No. 925 dated September 27, 1977. Ordered sent to the Common Council on Tuesday, October at 8:00 p.m.
14.	Received a petition for the replacement of sidewalk at 2019 Warsaw Street.	Ordered Street Engineering Department to investigate and report. Signed waiver is in Street Engineering Department
15.	Received Curb and Sidewalk Resolution No. 5775-1977, final plans, estimate and specifications, prepared by the Street Engineering Department, for improving the curb and sidewalk on Summit Street from east property line of Cedar Street to the east property line of Division Street (both sides), Division Street from the north property line of Lewis Street to the north property line of Oak Street (both sides), and Harmar Street from the north property line of Lewis Street to the south property line of Madison Street (both sides). The above areas shall be known as East Central Impact Area, Phase II.	Approved and adopted. A true copy is incorporated herein. Advertise, Notice to Contract October 7 and October 14, 197 Receive bids on Wednesday, October 19, 1977 at 9:00 a.m. Ordered Street Engineering Department to prepare bid doc ments.

16. Received invoice of Hipskind Asphalt Corporation in the amount of $900.00, prepared by the Water Pollution Control Engineering Department, for extra work on Manor Park Offsite Sewer Interceptor.

Approved.

Ordered invoice paid by City Utilities charging amount to Work Order No. 72581.

17. Received drawings and Specifications for Fort Wayne Water Works Improvement Contract 77-W-1 prepared by McNamee, Porter and Seeley, for Wash Water Retention Basin.

Advertise, Notice to Contractors, September 30 and October 7, 1977.

Receive bids on Wednesday, October 19, 1977 at 2:00 p.m.

Bid documents are to be prepared by Consulting Engineers, McNamee, Porter and Seeley.

18. RESOLUTION No. 65-75-18

Re: FEDERAL GRANT ACCEPTANCE
Project No. 06-51-26280

Pursuant to Offer of Grant, dated September 16, 1977, in the amount of $340,000.00 made to the City of Fort Wayne under the Local Public Works Capital Development and Investment Act of 1976, as amended by the Public Works Employment Act of 1977 by the Economic Development Administration, U. S. Department of Commerce, on Project No. 06-51-26280 construction of Humane Shelter the Board of Public Works of the City of Fort Wayne hereby authorizes the acceptance of said grant offer.

BE IT RESOLVED that Henry P. Wehrenberg, Chairman of the Board of Public Works, be and he is hereby authorized and directed to execute such instruments or documents in behalf of the City of Fort Wayne, Indiana, accepting the grant offer and make the assurances contained therein. The aforesaid signatory is further authorized to execute any subsequent documents pertaining to said Federal Grant.

Approved September 28, 1977
A true copy incorporated herein.

19. RESOLUTION No. 65-75-19

Re: FEDERAL GRANT ACCEPTANCE
Project No. 06-51-26281

Pursuant to Offer of Grant, dated September 16, 1977, in the amount of $250,000.00 made to the City of Fort Wayne under the Local Public Works Capital Development and Investment Act of 1976, as amended by the Public Works Employment Act of 1977 by the Economic Development Administration, U. S. Department of Commerce, on Project No. 06-51-26281 construction of Freeman - Covington Sewer the Board of Public Works of the City of Fort Wayne hereby authorizes the acceptance of said grant offer.

BE IT RESOLVED that Henry P. Wehrenberg, Chairman of the Board of Public Works, be and he is hereby authorized and directed to execute such instruments or documents in behalf of the City of Fort Wayne, Indiana, accepting the grant offer and make the assurances contained therein. The aforesaid signatory is further authorized to execute any subsequent documents pertaining to said Federal Grant.

Approved September 28, 1977
A true copy incorporated herein.

20. RESOLUTION No. 65-76-20

Re: FEDERAL GRANT ACCEPTANCE
Project No. 06-51-26289

Pursuant to Offer of Grant, dated September 23, 1977, in the amount of $1,700,000 made to the City of Fort Wayne under the Local Public Works Capital Development and Investment Act of 1976, as amended by the Public Works Employment of 1977 by the Economic Development Administration, U. S. Department of Commerce, on Project No. 06-51-26289 construction of Central Business District Lighting & Signal Modernization the Board of Public Works of the City of Fort Wayne hereby authorizes the acceptance of said grant offer.

BE IT RESOLVED that Henry P. Wehrenberg, Chairman of the Board of Public Works, be and he is hereby authorized and directed to execute such instruments or documents in behalf of the City of Fort Wayne, Indiana, accepting the grant offer and make the assurances contained therein. The aforesaid signatory is further authorized to execute any subsequent documents pertaining to said Federal Grant.

Approved September 28, 1977
A true copy incorporated herein.

Meeting adjourned at 11:10 a.m.

Henry P. Wehrenberg
Ethel W. LaMar
Mary G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

[illegible] Miller
Secretary and Clerk

Thursday, September 29, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 a.m.

H.P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

E. H. Lamar, M. G Scott
Ursula Miller

1. HEARING ON CONFIRMATION:

Sidewalk, Curb and Resurfacing Improvement Resolution No. 5772-1977 for constructing sidewalk and curb to grade on Lincoln Court approximately 250 feet around cul-de-sac. Resurface entire court to Goshen Road.

Continued to Thursday, October 13, 1977 at 3:30 p.m.

Time up to receive remonstrance Monday, October 10, 1977 at 5:00 p.m.

2. HEARING ON CONFIRMATION OF ASSESSMENT ROLL:

Sanitary Sewer Resolution No. 844-1976 for the construction of a sanitary sewer to serve area generally bounded on the north by the north line of Lakehurst Addition and its easterly extension, bounded on the west by the Pierson Ditch, bounded on the south by a line 300 lineal feet south of and parallel the south right-of-way line of Maysville Road, bounded on the east by the centerline of Section 4, Township 30 north, Range 13 East.

The Board determined the benefits as indicated.

Ordered the Water Pollution Control Engineering Department to prepare the Final Assessment Roll.

3. Received a request from 5-H Club of Paulding County, Ohio, (part of 4-H Club) % Norbert Bacon, R. R. #1, Box 577, Payne, Ohio, for permission to hold a parade on Saturday, December 17, 1977, starting between Noon and 2:00 p.m. and ending between 1:00 p.m. and 3:00 p.m. Route to be traveled: Will be arriving from Ohio thru New Haven on U. S. 30 --- will enter City Limits at Coliseum Blvd. South --- will travel east on Washington Blvd. to Anthony --- north on Anthony to Berry Street ---east on Berry to I & M Building.
PURPOSE: WOWO Penny Pitch.

Approved and permit issued.

Meeting adjourned at 4:35 p.m.

Henry P. Wehrenberg
Ethel H. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

Monday, October 3, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lam
M. G Scott
Ursula Miller

Received Minutes of Meetings held on Wednesday, September 28, 1977 at 9:00 a.m. and Thursday, September 29, 1977 at 9:00 a.m.

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance

3. Received private sidewalk applications:

Approved and permit issued.

6002 Landover Place ----------- Paul Faylor
1205 3rd Street --------------- Dan Hensinger

4. Received driveway applications:

Approved and permit issued.

3311 Bunchberry Ct. ---------- A. D. Delagrange
3511 North Anthony - Lewis Delagrange
404 E. Hawthorne St. - R. W. Kain, Inc.
2222 Interlaken - Edwin L. Teeters
705 Snowfall Rd. ------------ Worthman Homes
724 Snowfall Rd. - Worthman Homes
2704 Whitegate - Rescom Const. Co.

5. AWARD CONTRACT:

Received Tabulation and Recommendation, prepared by the Street Engineering Department, for Curb and Fronting Resolution No. 5764-1977 - 2624 Santa Rosa Drive.

RESCIND ALL ACTION:

6. AWARD CONTRACT:

Received tabulation and recommendation, prepared by the Street Engineering Department, for Sidewalk and Curb Improvement Resolution No. 5770-1977 to partially construct sidewalk and 100% curb on St. Joe Boulevard from the north curb line of Forest Avenue to the south curb line of State Boulevard.

AWARD contract to Hipskind Asp
Corporation at and for their b
in the amount of $38,427.50
subject to councilmanic approv

Ordered Street Engineering Department to prepare contract and necessary documents.

7. AWARD CONTRACT: Received tabulation and recommendation, prepared by the Street Engineering Department, for Resolution No. 5771-1977 for Gas-fired Space Heaters.	AWARD contract to Shambaugh & Son at and for their bid in the amount of $4,164.00. Ordered Street Engineering Department to prepare contract and necessary documents.
8. AWARD CONTRACT: Received tabulation and recommendation, prepared by the Street Engineering Department, for Sidewalk Resolution No. 5776-1977 for 1236 Scott Avenue.	Continue to Monday, October 10, 1977 at 9:00 a.m.
9. AWARD CONTRACT: Received tabulation and recommendation, prepared by the Street Engineering Department, for Sidewalk Resolution No. 5777-1977 for 1304 Scott Avenue.	Continue to Monday, October 10, 1977 at 9:00 a.m.
10. Received a request from Furman-Steury Construction Company, 6700 E. State Blvd., for permission to barricade the west half of Jackson (between Jefferson & Wilt) beside Emanuel Lutheran School on Monday, October 10, 1977 for 60 days at all times. PURPOSE: Building on extension to school out to sidewalk and need area for construction trailer and equipment (applicant will place fencing around trailer and equipment).	Approved and permit issued.
11. Received Escrow Agreement between John Dehner, Inc.; Lincoln National Bank and Trust Company of Fort Wayne (% Mr. Roy W. Kern) and Board of Public Works, City of Fort Wayne, Indiana, covering Project: North Maumee Interceptor Sewer, Section I, Resolution No. 290-1977. $2,243,518.05 less deduct of $55,067.29 = $2,188,450.76 contract amount. Said Agreement conforms with Indiana code 5-16-5.5, requiring the City to deposit retainage on payments for contracts amounting to $100,000 or more with an escrow agent.	Approved.
12. Received Escrow Agreement between John Dehner, Inc.; Lincoln National Bank and Trust Company of Fort Wayne (% Mr. Roy W. Kern) and Board of Public Works, City of Fort Wayne, Indiana, covering Project: North Maumee Interceptor Sewer, Section II, Resolution No. 290-1977. $509,846.44 less deduct of $55,067.29 = $454,779.15 contract amount. Said Agreement conforms with Indiana code 5-16-5.5, requiring the City to deposit retainage on payments for contracts amounting to $100,000 or more with an escrow agent.	Approved.

13.	Received Final Assessment Roll, prepared by the Water Pollution Control Engineering Department, for Sanitary Sewer Resolution No. 844-1977.	CONFIRMED and ordered sent to the Department of Finance.
14.	Received Invoice No. 3 (FINAL) of Harrison House Food Service in the amount of $1,313.30, prepared by Grinsfelder-McArdle Associates, Inc., for Kitchen Equipment for the New Senior Citizen Center, 300 Block West Main Street.	Approved and ordered paid from 34-409-200 encumbered, P.O. #00024.
15.	Received Amended Temporary Sanitary Sewer Connection Agreement between Southwest Church of Christ and the City of Fort Wayne, concerning the following described property owned by the Church: Lot #5 in the Subdivision of the Estate of John Miller, deceased, late of Allen County, Indiana, of the Southeast 1/4 of Section 20 in Township 30 North of Range 12 East, in Allen County, Indiana.	Approved. A true copy is incorporated herein. Sent to Water Pollution Control Engr. Dept. for recording.
16.	Received Change Order No. 15 in the amount of $67,897.00 and Change Order No. 16 in the amount of $91,664.00 of Hagerman-Shambaugh, Joint Bidders, prepared and approved by Henry B. Steeg & Associates, for Water Quality Control Project, Division I - Water Pollution Control Plant Additions.	Approved. Ordered sent to the Common Council on Tuesday, October 11 1977 at 8:00 p.m.
17.	Received Invoice No. 1 of John Dehner, Inc. in the amount of $24,495.93, prepared by the Street Engineering Department, for Sidewalk Resolution No. 5753-77 for Runnion Avenue.	Approved and ordered paid by Community Development and Planning.
18.	Received Invoice No. 1 of Wayne Asphalt Const. Co., Inc. in the amount of $113,697.59, prepared by the Street Engineering Department, for Resolution No. 5760-1977 - Wells Street.	Approved and ordered paid from Local oad and Street Account No. 60.
19.	Received Sanitary Sewer Agreement between the City of Fort Wayne and Fort Wayne Turners, Inc., prepared by the Water Pollution Control Engineering Department, for permission to obtain a temporary building sewer permit in order to construct a sanitary lift station with a force main connnecting directly into the City's sanitary manhole on the East side of Parnell Avenue and the south line of Spy Run Avenue Extended.	Approved. A true copy is incorporated herein. Sent to Water Pollution Control Engineering Department for recording and handling. B. O. 193-77.
20.	Received Change Order No. 1 of T - G Excavating, Inc. in the amount of $1,491.07, prepared by the Water Engineering Department, for Water Contract No. 7711 - Getz Road Water Main Extended, Westland Mall.	Approved.
21.	Received a petition for the installation of a sanitary sewer on Rewill Drive from Illinois Road to New York Central Railroad.	Approved. Ordered Water Pollution Control Enginee ing Department to investigate and repor Board Order No. 194-77 issued.

2. Received Special Street Permit for Northeastern Construction, prepared by the Street Engineering Department, to construct Lancashire Court - southwest from the south right-of-way line of Papermill Crossing a distance of 530' to a cul-de-sac a 27' x 6" 4000 PSI concrete street with integral rolled curbs.	Approved and Special Street Permit issued. Board Order No. 195-77.
3. Received Special Street Permit for Northeastern Construction, prepared by the Street Engineering Department, to construct Papermill Crossing.	Approved and Special Street Permit issued. Board Order No. 196-77.
4. Received Special Street Permit for Northeastern Construction, prepared by the Street Engineering Department, to construct Frenchman's Crossing.	Approved and Special Street Permit issued. Board Order No. 197-77.
25. Received Special Street Permit for Northeastern Construction, prepared by the Street Engineering Department, to construct Millford Court.	Approved and Special Street Permit issued. Board Order No. 198-77.
26. Received Special Street Permit for Northeastern Construction, prepared by the Street Engineering Department, to construct Shorecrest Drive.	Approved and Special Street Permit issued. Board Order No. 199-77.
27. Received Special Street Permit for Northeastern Construction, prepared by the Street Engineering Department, to construct Sawmill Run.	Approved and Special Street Permit issued. Board Order No. 200-77.

Meeting adjourned at 11:00 a.m.

Lenny P. Wehrenberg

Ethel W. LaMar

Max G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Wednesday, October 5, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg
E. H. Lamar, M. cott
Ursula Miller

1. Received purchase orders from the Purchasing Agent of City Utilities.

   Approved.

2. Received payment vouchers from the Auditor of City Utilities.

   Approved and orde sent to the Depar nt of Finance.

3. Received private sidewalk applications:

   Approved and permi issued.

   Hamilton Pk. N/ Spring St. - Cherokee Rd. ---City Park
   1322 Margaret ---------------------------------Don Till
   706 Walnut -----------------------------------E. O. Holliday

4. Received driveway application:

   Approved and permi issued.

   6002 Landover Pl. ----------- Paul A. Faylor

5. Received street cut applications:

   Approved and permi issued.

   1624Benham (prkstrp) ----------------------City Utilities
   1134 Camp Allen Dr. (alley) ---NIPSCO
   1655 Cass --- "
   100 blk. W. Columbia (asphalt) ---CITY UTILITIES
   100 blk.W. Columbia (sdw.) --- "
   715 Cottage (sdw.) --- "
   6512 Dumont (prkstrp) --- "
   6322 Dumont (prkstrp) --- "
   1920 Duprey (prkstrp) --- "
   6412 Durango Dr. (prkstrp) --- "
   6418 Durango Dr. (prkstrp) --- "
   6324 Durango Dr. (prkstrp) --- "
   Euclid at Milan --- "
   2302 Fairfield ---NIPSCO
   2631 Greenview --- "
   1914 S. Hanna (alley) & St. --- "
   5515 Hoagland (alley) ---CUSTOM SEWER SERV.
   4625 Industrial Rd. (prkstrp) ---CITY UTILITIES
   1402, 1408, 1416, 1428, 1422, 1514, 1510,
   1502, 1518, 1522, 1530, 1526, and
   1627 Lofton Way(prkstrp)------------------ "
   2020 Majestic --- "
   3013 Plaza Dr. (alley) ---A-1 Sani. Sewer Serv.
   1631 Romane Dr. ---NIPSCO
   3032 Shalimar Circle on Lindenwood --- "

S. Anthony at Antoinette -------City Utilities
3014 South Wayne (driveway) -- "
Superior St. 115' E/Barr (sdw.)-I & M
1624 S. Calhoun ---NIPSCO
907 Eliza (alley) --- "
423 Englewood Ct. --- "
SE/ Raymond & Edsall --- "

6. AWARD CONTRACT: Received tabulation and recommendation, prepared by the Water Pollution Control Engineering Department for Sewer Resolution No. 296-77. Washington Center Road Lift Station Elimination, Phase I.	Continue to Wednesday, October 12, 1977 at 9:00 a.m.
7. RECEIVE BIDS: Sidewalk Improvement Resolution No. 5779-1977 for Lot #57, Fleming & Kuhne Addition, more particularly described as 336 West Darrow Avenue for the full width of said property (38 feet) to a width of five feet:	NO BIDS RECEIVED. Taken under advisement.
8. Received plat of Candle Lite Park, Inc., submitted and approved by the City Plan Commission, for Candle Lite Park, Section "C".	Approved.
9. Received plat of Plantation of Aboite, Section II, submitted and approved by the City Plan Commission.	Approved.
10. Received plat of Liberty Hill, Section "9" submitted and approved by the City Plan Commission.	Approved.
11. Received contract, Guaranty and Liability Bonds of Hipskind Asphalt Corporation, in the amount of $130,647.80, prepared by the Street Engineering Department, signed by Trinity Universal Insurance Company for Resolution No,5761-1977 for repair and installation of sidewalks on 21 streets.	Approved and ordered sent to the Common Council on Tuesday, October 11, 1977 at 8:00 p.m.
12. Received invoice of T - G Excavating, Inc. in the amount of $26,050.52, prepared by the Water Engineering Department, for Water Contract No. 7711 - Getz Road - Westland Mall.	Approved. Ordered City Utilities to pay invoice from the Water Utility Fund.
13. Received Invoice from Nobis Construction Company, in the amount of $39,294.00, prepared by the Water Pollution Control Engineer-Ing Department for Amended Sewer Resolution No. 292-77, Getz Road Sanitary Sewer.	Approved. Ordered City Utilities to pay invoice from the Water Pollution Control Engineering Utility Fund.

14. Received a petition for elimination of basement sewerage backup on White Oak from State Street to Vance Avenue.

Approved.

Ordered Water Pollution Control Engineering Department to investigate and report.

15. Received quotation from the Purchasing Agent for the emergency repair of a break in the 10" lime sludge main along the north side of the Maumee River at the point where the creek form Lakeside Golf Course empties into the Maumee River. Repair was for the Three Rivers Filtration Plant.

The bid of John Dehner, Inc. in the amount of $3,679.91 was accepted under Purchase order No.3245. dated October 3, 1977.

Ordered sent to the Common Counc on Tuesday, October 25, 1977 at 8:00 p.m.

16. RESOLUTION NO. 65-84-16

Re: FEDERAL GRANT ACCEPTANCE
Project No. 06-51-26917

Pursuant to Offer of Grant, dated September 30, 1977, in the amount of $350,000.0 made to the City of Fort Wayne under the Local Public Works Capital Development and Investment Act of 1976, as amended by the Public Works Employment Act of 1977 by the Economic Development Administration, U. S. Department of Commerce, on Project No. 06-51-26917 construction of Rehabilitation of the Old City Hall the Board of Public Works of the City of Fort Wayne hereby authorizes the acceptance of said grant offer.

BE IT RESOLVED that Henry P. Wehrenberg, Chairman of the Board of Public Works, be and he is hereby authorized and directed to execute such instruments or documents in behalf of the City of Fort Wayne, Indiana, accepting the grant offer and make the assurances contained therein. The aforesaid signatory is further authorized to execute any subsequent documents pertaining to said Federal Grant.

Approved October 5, 1977
A true copy is incorporated herein.

Meeting adjourned at 11:00 a.m.

Henry P. Wehrenberg
Ethel W. LaMar
May G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

Thursday, October 6, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	E. H. Lamar, M. G Scott Ursula Miller
1. HEARING ON CONFIRMATION OF ASSESSMENT ROLL: Sidewalk Improvement Resolution No. 5738-1976 for partially removing and replacing sidewalk fronting Lots #238, 239, 240, 241 and the east 70' of Lot #242 in Dreibelbiss First Addition. (Webster - Oakdale area).	The Board determined the benefits as indicated. Ordered the Street Engineering Department to prepare the Final Assessment Roll.
2. Received a request from NIPSCO % Larry Borchelt, 1501 Hale Ave, for permission to barricade Old Trail Road from Belle Vista to Liberty on Monday thru Friday, October 3 thru 7, 1977 from 7:30 a.m. till 3:30 p.m. each day (one lane will be open at night). PURPOSE: Lowering gas main.	Approved and permit issued.
3. Received a request from Christian Women's Prayer Breakfast % Mrs. David Peters, 3008 Glencairn, for permission to barricade meters bagged from Schottish Rite on West Berry Street (400 block) between Fairfield and Ewing (about 8 - 10 meters) on Wednesday, October 19, 1977 from 6:30 a.m. till 1:00 p.m. PURPOSE: Parking for dignitaries coming to Prayer Breakfast.	Approved and permit issued.
4. Received a request from Custom Sewer Service, 111521 Brooklane Drive, for permission to barricade the alley behind 5515 Hoagland on Tuesday, October 4, 1977 from 8:00 a.m. till 4:30 p.m. PURPOSE: Sewer installation.	Approved and permit issued.
5. Received a request from AL-ROI Painting, Inc. (Roy Humbarger) 3610 Taylor St., for permission to barricade sidewalk on Main Street and Clinton Street surrounding Old Journal Gazette Building at 701 S. Clinton Street on Friday, October 7, 1977 thru Friday, November 4, 1977 at all times. PURPOSE: Putting up scaffolding for painting windows.	Approved and permit issued.

6. Received a request from Fort Wayne Track Club (John Schwartz) 2220 Lakeland Lane, for permission to hold a parade on Sunday, October 23, 1977 starting at 2:30 p.m. and ending at 4:30 p.m. Route to be traveled: Leave IU-PU Campus onto Coliseum Blvd. going west to exit under highway to Coliseum parking lot; through parking lot to Parnell; south on Parnell to Spy Run Extended; turn around at Clinton and return on same route (will have Allen County Alert present). PURPOSE: Five-Mile Race.

Approved and permit issued.

Meeting adjourned at

Henry P. Wehrenbe

Edward W. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Monday, October 10, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar,
M. G Scott
Ursula Miller

Received Minutes of Meetings of Monday, October 3, 1977 at 9 a.m.; Wednesday, October 5, 1977 at 9 a.m. and Thursday, October 6, 1977 at 3:30 p.m.

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3. Received private sidewalk application:

Approved and permit issued.

1216 Fairfield-------------------- Ned Keener Const.

4. Received driveway applications:

Approved and permits issued.

4910 Devonshire --------------- Harold McComb
1425 West Main ---------------- Schenkel & Sons
1322 Margaret ----------------- Don Till
3323 Parnell Ave. ------------- John Pelkington

5. Received street cut applications:

Approved and permits issued.

335 West Berry --------------- NIPSCO
313 Elmer (alley) ------------ "
E. side of Hobson Rd. S. of
Rupp Drive 235 ft.------- "
2727 Lofty Dr. --------------- "
5820 Lois Lane (sewer)-------- R & A Plumb.
5820 Lois Lane (water)-------- "
Old Trail Rd. at Belle Vista-- NIPSCO

6. Continued from October 3, 1977
AWARD CONTRACT:

RESCIND ALL ACTION.

Sidewalk Improvement Resolution No. 5776-77 for the construction of sidewalk at 1236 Scott Avenue.

7. Continued from October 3, 1977
AWARD CONTRACT:

RESCIND ALL ACTION.

Sidewalk Improvement Resolution No. 5777-77 for the construction of sidewalk at 1304 Scott Avenue.

8.	Received Partial Payment Estimate No. 6 of Moellering Construction Company, Inc. in the amount of $12,377.90, prepared by Grinsfelder-McArdle Associates, Inc. for Senior Citizen Center, Plaza, Walks and Related Amenities for the Senior Cititzen Center, 300 W. Main Street.	Approved and ordered paid by Redevelopment Commission.
9.	Received Special Sewer Permit for Jensen Enterprises, prepared and approved by the Water Pollution Control Engineering Department, to construct sanitary sewer known as Manor Park, Section "C" - Sanitary Sewers. John Hartman Construction Company is to perform the construction work.	Approved and Special Sewer Permit issued.
10.	Re: Invitation Bids from the Street Engineering Department for pavement on Shell Drive between St. Joe Center Re. and Shannon Drive; 6020 Goodfellow, combined roll curb and gutter; and Neighbor Drive pavement between Shannon Drive and St. Joe Center Road, bid of Rieth-Riley Construction Co., Inc. was received in the amount of $3,428.20.	Approved. Purchase Order No. 4-04233 issued cover this work.
11.	Received invoice for retainage from Hipskind Asphalt Corporation, in the amount of $2,377.19, prepared and approved by the Street Engineering Department, covering work on project Resolution No. 5733-1976 - Oxford Impact Area Phase II.	Approved and ordered paid by Community Development and Planning.
12.	Received Invoice No. 7 of Carrington & Associates, Inc. in the amount of $18,169.29, prepared by the Street Engineering Department, for work on Resolution No. 5723-76 - Oxford Community Association Impact Area.	Approved and ordered paid by Community Development and Planning.
13.	Received Invoice #1 of Dailey Asphalt Products Co. in the amount of $73,283.62, prepared and approved by the Street Engineering Department, covering work on Resolution No. 5756-77 for improving by resurfacing and restoring pavement on four streets in the 1st councilmanic district.	Approved and ordered paid from Account #34-431-001.
14.	Received Invoice #2 of Rieth-Riley Construction Co., Inc. in the amount of $30,801.06, prepared and approved by the Street Engineering Department, for work performed on Resolution No. 5763-77 - Street Department Parking Lot.	Approved and ordered paid from Account #36-200-369.
15.	Received Change Order No. 1 of Carrington & Associates, Inc. in the amount of $3,657.05, prepared by the Street Engineering Department, for Resolution No. 5723-76 for Oxford Community Association Area.	Approved and ordered sent to the Common Council on Tuesday, October 25, 1977 at 8:00 p.m.
16.	Received Invoice #3 of Dailey Asphalt Products Co. in the amount of $31,011.75, prepared and approved by the Street Engineering Department, for Resolution No. 5747-76 - Old Fort Parking Lot.	Approved and ordered paid from Encumbered Account No. 34-413-200, P. O. #00067.

17. Received invoice of L. W. Dailey, Inc. in the amount of $1,146.00, prepared by the Street Engineering Department, for pavement repair work at the intersection of New Haven Avenue and Roy Street.

Approved and ordered paid from encumbered funds #28-881-265.

18. Received quotation from the Purchasing Agent for the proposed purchase of 123 Pole Top Luminaire for the City Street Lighting Department.

GENERAL ELECTRIC CO. ------- $15,990.00

Through the recommendation of the Purchasing Agent, the bid of General Electric Company was accepted under Purchase Order 9298, dated October 7, 1977, in the amount of $15,990.00.

Ordered sent to the Common Council on Tuesday, October 25, 1977 at 8:00 p.m.

19. Received quotation from the Purchasing Agent for the proposed purchase of 123 - 16 ft. pedestal poles for the Street Lighting Department.

PREFERRED PRODUCTS--------- $12,767.40

Through the recommendation of the Purchasing Agent, the bid of Preferred Products was accepted under Purchase Order No. 9297, dated October 7, 1977, in the amount of $12,767.40.

Ordered sent to the Common Council on Tuesday, October 25, 1977 at 8:00 p.m.

20. Received Deister Machinery Sanitary Sewer Repair Resolution No. 297-1977, final plans, estimate and specifications, prepared by the Water Pollution Control Engineering Department, for repair of an existing 60" brick combination sewer that is presently collapsed under existing buildings owned by the Deister Machinery located at 1933 E. Wayne Street. (CITY PAID).

Approved and adopted. A true copy is incorporated herein.

Advertise, Notice to Contractors, October 14 and October 21, 1977.

Receive bids on Wednesday, October 26, 1977 at 9:00 a.m.

Ordered the Water Pollution Control Engineering Department to prepare bid documents.

21. Received Tillman Road Interceptor - Sanitary Sewer Resolution No. 299-77, final plans, estimate and specifications, prepared by the Water Pollution Control Engineering Department, for construction of a sanitary sewer interceptor which from its size and character is intended for use by property holders whose property abuts along the line of said sewer - beginning at an existing sanitary sewer manhole located on the southeast corner of Lot #271 of Eastland Gardens Addition, Section "B", as recorded in Plat Book 24, page 108; thence due South 85 ± LF to a proposed manhole located 43 ± LF south of and 30 ± LF west of the intersection of Autumn View Drive and Tillman Road; thence east 400 ± LF terminateing at a proposed manhole located 370 ± LF east of and 43 ± LF south of the intersection of Autumn View Drive and Tillman Road.

Said sewer shall be 12" in diameter.

Approved and adopted. A true copy is incorporated herein.

Advertise, Notice to Contractors, October 14 and October 21, 1977.

Received bids on Wednesday, October 26, 1977 at 9:00 a.m.

Ordered the Water Pollution Control Engineering Department to prepare bid documents.

22. Received request to waive Local Tap-In Fee from Wayne Kruse Development Corporation for Lots 38 and 74 in Greenvale, Section "B" due to inability to tap into Pierson Ditch.

These lots will be tapped into new sewer along Pine Hurst Drive and will be subject to $300 per acre assessment.

Approved.

Ordered copy sent to Water Pollution Control Engineer and Water / Sewer Permit Department.

23.	Received a request from Shambaugh & Sons (Dick Blair) P.O. Box 1287, for permission to barricade the east lane of Parnell at 3636 Parnell just north of bridge on Monday, October 10, 1977 from 8:00 a.m. till 5:00 p.m. PURPOSE: Installing force main.	Approved and permit issued.
24.	Received Invoice from Carolyn Interiors in the amount of $1,813.64, prepared by Grinsfelder-McArdle Associates, for blinds for the Senior Citizen Center, 300 Block West Main Street.	Approved and ordered paid from Encumbered account #34-409-200 Purchase Order 00028.
25.	Received invoice #2 of Continental Construction Co., Inc. in the amount of $4,985.97, prepared and approved by the Street Engineering Department, for Resolution No. 5734-1976 - Oxford Phase II.	Approved. Ordered paid by Community Development and Planning.
26.	Received Special Sewer Permit for Keystone Enterprises, prepared and approved by the Water Pollution Control Engineering Department and performance bond of R & A Plumbing Co., Inc. to construct a Keystone Distribution Park - Extension #2 Sanitary Sewer.	Approved and Special Sewer Permit issued.
27.	Received a request from Multiple Sclerosis Society % Dave Franke, 226 W. Wallace, for permission to hold a parade on Thursday, October 13, 1977 from 2:30 p.m. till 5:00 p.m. Route to be traveled: Leave airport east on Ferguson; north on Bluffton; east on Baer Field Thruway; north on Fairfield; east on Rudisill; north on Calhoun; west on Wallace to 1805 Webster. PURPOSE: Promotion of WMEE-MS Haunted House.	Approved and permit issued.

Meeting adjourned at 10:50 a.m.

Ethel W. LaMar

May A. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Wednesday, October 12, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

E. H. LAMAR, M. G SCOTT
Ursula Miller

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities

Approved and ordered sent to the Department of Finance.

3. Received private sidewalk applications:

200 E. Berry ------------ Rob. Houser
230 E. Berry ------------ Rob. Houser
1810 Lindenwood --------- Ham. Hunter
1818 Lindenwood --------- Ham. Hunter
3032 Shalimar ----------- Ham. Hunter
219 W. Washington ------- E. P. Holliday

Approved and permits issued.

4. AWARD CONTRACT:
Continued from October 5, 1977

Received tabulation and recommendation, prepared by the Water Pollution Control Engineering Department, for Sewer Resolution No. 296-77, Washington Center Road Lift Station Elimination, Phase I.

RESCIND ALL ACTION.

Ordered Water Pollution Control Engineering Department to redesign project for rebidding.

5. RECEIVE BIDS:

Street Lighting Resolution No. 124-77 for lighting of West Central Neighborhood Impact Area, Phase II, identified as Jackson Street from Lavina Street to Leykauf Street, Union Street from Lavina Street to Leykauf Street, Rockhill Street from Lavina Street to its southern terminus, College Street from Jefferson Boulevard to the Conrail Elevation, Nelson Street from Jefferson Boulevard to Jones Street, Garden Street from Jefferson Boulevard to Jones Street, Swinney Park Place North from Jefferson Boulevard to Garden Street, Wilt Street from Nelson Street to College Street and Jones Street from Garden Street to Rockhill Street:

N. G. GILBERT CORP. --------- $23,320.00 Alt. $67.50

SCHMIDT ELECT. INC. --------- $18,519.00 No Alt.

T - F CONST. CO. ------------ $17,256.00 Alt. 225.00

Referred to the Street Lighting Engineering Department for tabulation and report.

Award contract on Thursday, October 13, 1977 at 3:30 p.m.

6. RECEIVE BIDS:

Street Resolution No. 5767-77 for improving Clinton Street (Superior Street north to the centerline of Calhoun Street):

L. W. DAILEY, INC. ---------	$350,810.13
JOHN DEHNER, INC. ----------	$384,914.22
HIPSKIND ASPHALT CORP. ------	$214,536.75
RIETH-RILEY ----------------	$346,595.26

Referred to the Street Engineering Department for tabulation and report.

Award contract on Monday October 17, 1977 at 9:00 am.

7. RECEIVE BIDS:

Sidewalk Improvement Resolution No. 5774-1977 for the construction of sidewalk on north side of Pontiac Street from the east property line of Central Drive to the west property line of Radcliff Drive:

BROOKS CONST. CO. -----------	$43,895.00
L. W. DAILEY, INC. ---------	$36,570.50
JOHN DEHNER, INC. ----------	$37,097.00

Referred to the Street Eng er-ing Department for tabulat and report.

Award contract on Monday, October 17, 1977 at 9:00 a.

8. RECEIVE BIDS:

Roof Improvement Resolution No. 5780-77 for repairing the roof at the Fort Wayne Police Academy, 1717 South Lafayette Street:

NO BIDS RECEIVED.

Board will continue to solicit bids on open market as per IC 5-17-12.

9. Received driveway application:

4312 South Anthony ------------ Hipskind Asphalt Corp.

Approved and permit issued.

10. Received Traffic Light Agreement from Edward Rose of Indiana for installation of a traffic signal at Goshen Road and Harris Road and construction of a south bound Harris Road left turn lane if signalization is warranted.

Developer to deposit $35,000 in escrow to be used as Developer's share of costs if construction is required.

Approved. A true copy is incorporated herein.

Original to be recorded.

Copy to be sent to City Plan Commission.

1.	Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of Anker Corporation with Guarantee Bond in the amount of $7,500 signed by American States Insurance Company for Projects Drive Sanitary Sewer.	Approved. Ordered acceptance letter written.
2.	Received Indenture between City of Fort Wayne and Graham - Ewing Properties concerning Sewer Easement and building located on parts of Lots 323, 322 and 321 in Hanna's Addition.	Approved. A true copy incorporated. Recorded. Copies sent to Water Pollution Control Engineering Department and Water/Sewer Permits.
3.	Received invoice of Materials Inspection and Testing, Inc. in the amount of $1,144.00, prepared by the Street Engineering Department, for absolute viscosity tests of liquid asphalt - 1977 resurfacing projects.	Approved and ordered paid from 1977 Revenue Resurfacing Monies.
14.	Received invoice #14 of Grinsfelder-McArdle Associates, Inc. in the amount of $42.70 for architectural services rendered 9/1/77 through 9/30/77 for Senior Citizen Center Plaza and Landscaping for the New Senior Citizen Center, W. Main Street.	Approved and ordered paid from Account 34-409-200 encumbered, Purchase Order No. 00079.
15.	Received invoice from Maxwell Tree Expert Co., Inc. in the amount of $175.00, prepared by Street Engineering Department, for Resolution No. 5734-1976 for Oxford Impact Area Phase II.	Approved. Ordered sent to Community Development and Planning for payment.
16.	Received Invoice No. 2 of Hipskind Asphalt Corporation in the amount of $71,976.63, prepared and approved by the Street Engineering Department, for resurfacing Buell Drive, Pettit and Rudisill under Resolution No. 5755-1977.	Approved. Ordered paid from Account No. 34-431-001.
17.	Regarding Sewer Easement Resolution No. 150-1977 for North Maumee Interceptor - Federal Project, voluntary easements have been received and recorded by the Water Pollution Control Engineering Department.	RESCIND ALL ACTION.
18.	Received petition for the replacement of curbing on south side of Lake Avenue (1718 to 1732).	Ordered Street Engineering Department to investigate and report. Board Order No. 209-1977.
19.	Received preliminary plans, estimate, property ownership list and recommendation, prepared by the Street Engineering Department, for paving of alley from State to Forest - between Florida and Alabama Avenue.	Ordered the Street Engineering Department to prepare final plans, resolution, etc. for project; in accordance with the Acts of the General Assembly of 1905. Board Order No. 208-1977 issued.

20. RESOLUTION NO. 65-94-20

TRUCK ROUTES

WHEREAS the Fort Wayne Municipal Codes requires the Board of Public Works to regularly set truck routes in the City of Fort Wayne;

NOW, THEREFORE, the Board of Public Works, in compliance with Section 17-119 and Section 17-120 of the Fort Wayne Municipal Code, hereby establishes the following Truck Routes in the City of Fort Wayne:

SECTION 17-119 THROUGH TRUCK ROUTES:

State Route #1

Bluffton Road, from South City limits to the Baer Field Thruway.
Baer Field Thruway, from Bluffton Road to Lafayette Street.
Northrop Street, from Clinton Street to Coliseum Boulevard.
Lima Road, from Coliseum Boulevard to I-69.

U.S. #27

Lafayette Street, from South City Limits to Superior Street.
Spy Run Avenue, from Superior Street to Clinton Street.
Clinton Street, from Lafayette Street to Coldwater Road.
Coldwater Road, from Clinton Street to I-69.

U.S. #30

Goshen Road, from I-69 to Coliseum Boulevard.
Coliseum Boulevard, from Goshen Road to Washington Boulevard.

U. S. #24

Jefferson Boulevard, from West City Limits to Maumee Avenue.
Maumee Avenue, from Jefferson Boulevard to Washington Boulevard.
Washington Boulevard, from Jefferson Boulevard to East City Limits.

S. R. #37

Crescent Avenue, from Coliseum Boulevard to Stellhorn Road.
Stellhorn Road, from Crescent Avenue East City Limits.

SECTION 17-120 CITY TRUCK ROUTES:

Lower Huntington Road, from West City Limits to Fairfield Avenue.
Tillman Road, from Fairfield Avenue to East City Limits.
Paulding Road, from Lafayette Street to East City Limits.
Oxford Street (Moeller Road) from Lafayette Street to East City Limits.
Engle Road, from Bluffton Road to West City Limits.
Pontiac Street, from Fairfield Avenue to Coliseum Boulevard.
New Haven Avenue, from Wayne Trace East City Limits.
Taylor Street, from Fairfield Avenue to U. S. 24, Jefferson Boulevard.
Creighton Avenue, from Broadway to Lafayette Street.
Lewis Street, from Clinton Street to Anthony Boulevard.
Main Street, from Jefferson Boulevard to Clay Street.
Spring Street, from Sherman Street to West City Limits.
State Boulevard, from West City Limits to East City Limits.
St. Joe Center Road, from East City Limits to Washington Center Road.
Washington Center Road, from St. Joe Center Road to West City Limits.
Baker Street, from Fairfield Avenue to Ewing Street.

Superior Street, from Sherman Street to Lafayette Street.
First Street, from Wells Street to Harrison Street.
Ardmore Avenue, from 235 ft. N/Covington Road to Taylor Street.
Baer Road, from Baer Field Thruway to Lower Huntington Road.
Baer Field Thruway, from South City Limits to Bluffton Road.
Brooklyn Avenue, from Bluffton Road to Taylor Street.
Freeman Street, from Taylor Street to Jefferson Boulevard.
Fairfield Avenue, from Tillman Road to Superior Street.
Ewing Street, from Baker Street to Superior Street.
Leesburg Road, from Main Street to Spring Street.
Tyler Avenue, from Spring Street to State Street.
Sherman Street from Van Buren Street to Goshen Avenue.
Goshen Avenue, from Sherman Street to Coliseum Boulevard.
Van Buren Street, from Sherman Street to Main Street.
Wells Street, from First Street to Coliseum Boulevard.
Harrison Street, from Superior Street to First Street.
Clinton Street from Coldwater Road to North City Limits.
Crescent Avenue, from State Boulevard to Coliseum Boulevard.
Anthony Boulevard, from South City Limits to Paulding Road.
Anthony Boulevard, from Pontiac Street to Washington Boulevard.
Clay Street, from Lewis Street to Main Street.
Hessen Cassel Road, from South City Limits to Wayne Trace.
Wayne Trace, from Hessen Cassel Road to Anthony Boulevard.

Adopted this 12th day of October, 1977.

Meeting adjourned at 11:10 a.m.

Henry P. Wehrenberg

Ethel W. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Thursday, October 13, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

E. H. LAMAR, M. G SCOTT
Ursula Miller

1. Continued from September 29, 1977
HEARING ON CONFIRMATION:

Sidewalks, Curbs and Resurfacing Improvement Resolution No. 5772-1977 for constructing sidewalks and curbs to grade on Lincoln Court approximately 250 feet around cul-de-sac. Resurface entire court to Goshen Road.

CONFIRMED.

Advertise, Notice to Contractors, October 21, 1977 and October 28, 7.

Receive bids on Wednesday, November 2, 1977 at 9:00 a.m.

Ordered the Street Engineering Department to prepare bid documents.

2. HEARING ON CONFIRMATION:

Street Resolution No. 5778-1977 for improving Stratton Road from the east property line of Coldwater Road to a point 284 feet east thereof by draining, curbing, grading and paving the roadway to a uniform width of 27 feet with seven inch plain concrete and 6" x 6" Integral Concrete Curb, Storm Sewers, Sidewalks and Street Lighting.

Continued to Thursday, October 27, 1977 at 3:30 p.m.

Time up to remonstrate Monday, October 24, 1977 at 5:00 p.m.

3. AWARD CONTRACT:

Street Lighting Resolution No. 124-1977 for the installation of street lighting in West Central Neighborhood Impact Area, Phase II: Jackson, Lavina to Leykauf; Union, Lavina to Leykauf; Rockhill, Lavina to S. terminus; College, Jefferson to Elevation; Nelson, Jefferson to Jones; Garden, Jefferson to Jones; Swinney Park Place, Jefferson to Garden; Wilt, Nelson to College; and Jones, Garden to Rockhill.

Award contract to T & F Constructio at and for their bid in the amount of $17,256.00 subject to councilmani approval.

Ordered Street Lighting Engineer to prepare contract and necessary documents.

4. Received Sewer Agreement between AMFED SERVICE CORP. and the City of Fort Wayne, Indiana, to construct Papermill Bluffs, Section I - Offsite Sanitary Sewer Main #1.

Approved and adopted. A true copy is incorporated herein.

Ordered sent to the Common Council on Tuesday, October 25, 1977 at 8:00 m.

Meeting adjourned at 4:00 p.m.

Henry P. Wehrenberg
Ethel W. LaMar
May G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

Monday, October 17, 1977

Department of Public Works
Office of the Board
Room 910 City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar,
M. G Scott
Ursula Miller

Received Minutes of Meetings held on Monday, October 10, 1977 at 9 a.m.; Wednesday, October 12, 1977 at 9 a.m.; and Thursday, October 13, 1977 at 3:30 p.m.

. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

. Received private sidewalk applications:

Approved and permits issued.

3421 Barr ---------- L. B. Jones, Jr.
6008 Calico Ct. -----A. D. Delagrange
6016 Calico Ct. -----A. D. Delagrange
1617 Randford P. ----Benchmark Homes, Inc.

4. Received driveway applications:

Approved and permits issued.

205 E. Collins Rd. /access on
Project Drive -------Rescom Const., Inc.
5715 Chester Blvd. ------Ft. Wayne Const. Trades

5. Received street cut applications:

Approved and permits issued.

2922 Adams --------------------------	NIPSCO
2544 S. Anthony	"
618 Archer	"
1718 Benham Dr.	"
538 Brackenridge (alley)	"
345 W. Butler	"
1623 Darien Dr.	"
2825 Evans	"
1423 Grant	Boyd Plumbing
1916 & 1918 S. Hanna	NIPSCO
526 Kenwood	"
1142 E, Lewis (parkstrp)	"
1104 Liberty	"
940 Lillian	"
2514 Oliver	"
2404 E. Paulding	"
On Papermill Crossing, Inland Trail,	"
Lancashire Ct., and Milford Ct.	"
south of St. Joe Center Rd.-----	"
240 E. Pontiac (alley)	"
603 Taylor (alley)	Newport Remodeling
1028 E. Wayne (alley)	NIPSCO
4804 Wayne Trace	"
1149 Monroe (alley)	"
318 W. Leith	"
1431 Drexel (alley)	"
1508 E. Wayne	"

6408 Durango Dr. ---------NIPSCO
800 blk. Fairfield --- "
On Knollridge Dr., Ordway Dr., Hillock Ct., Morningknoll Dr., Mounded Ct., and Knollwood Ct. ------------NIPSCO
N/ L. Huntington Rd W/o Baer Field Thruway -------------I & M
534 Lower Huntington Rd. (prkstrp)---R & A Plumb.
On Monroe S/o E. Douglas and in the alley at Monroe and S/o E. Douglas (alley and dirt berm -------NIPSCO
1421 Ohio ----------------------------NIPSCO
1616 Romane Dr. --- "
S/o Wayne St. at Comparet (alley) --- "
338 W. Williams (prkstrp) --- R & A Plumb.
4141 Euclid --- NIPSCO Emergency
3007 Monroe (alley) --- "
611 E. Pettit --- "
243 E. Pontiac --- "

6. AWARD CONTRACT:

Received tabulation and recommendation prepared by the Street Engineering Department for Sidewalk Improvement Resolution No. 5774-1977 - for the construction of sidewalk on north side of Pontiac Street from the east property line of Central Drive to the west property line of Radcliff Drive.

AWARD Contract to L. Dailey, Inc. at and for their bid in the amount o $36,570.50 subject to ocuncilmanic approval.

Ordered the Street Enginee ng Department to prepare cont ct and necessary documents.

7. AWARD CONTRACT:

Received tabulation and recommendation prepared by the Street Engineering Department for Street Improvement Resolution No. 5767-1977 for improving Clinton Street from a point 121 feet south of the centerline of Superior Street north to the centerline of Calhoun Street.

Continue to Wednesday, October 19, 1977 at 9:00 a

8. Received Procedure to Insure Billing for Water and/or Sewage Disposal Service, prepared by the Water Engineering Department, dated October 17, 1977.

Approved. A true copy is -corporated herein. Ordered sent to the Water Engineering Departme for handling.

9. Received preliminary plans for installation of sidewalks on Smith Street between E. Creighton to Buchanan Street, prepared by the Street Engineering Department.

Approved.

Ordered Street Engineer to prepare resolution, etc. for this project.

10. Received Estimate #3 of Siebold-Price Tree & Landscape Co., Inc. in the amount of $3,185.10 (FINAL), prepared by Grinsfelder-McArdle, Inc. for Landscaping for the Senior Citizen Center, 300 block West Main Street.

Approved. Ordered paid from Redevelopment Commissi Funds.

11. Received Invoice from Continental Construction Company, Inc. in the amount of $5,408.24, prepared by the Street Engineering Department, covering work on Resolution No. 5694-75 - Weisser Park Sidewalk and Curb between Buchanan and Creighton Avenue.

Approved.

Ordered paid under Purchase Order No. 3-34472 encumbere funds.

1 Received Invoice of Hipskind Asphalt Corporation in the amount of $1,790.15 (retainage) prepared by the Street Engineering Department covered by Resolution No. 5740-1977 - Glenwood Avenue.

Approved.

Ordered paid from encumbered funds #34-423-200, Purchase Order No. 00015.

1 Received quotations from the Purchasing Agent for the proposed purchase of Butterfly Valves for the Water Maintenance and Service Department: 13- 16" Butterfly Valves:

KENNEDY VALVE MFG. CO.	---	$11,605.88
WATER WORKS SUPPLIERS	---	12,443.60 (ALT. $11,992.50)
DRESSER MFG. DIV.	---	14,664.00
CLOW CORPORATION	---	15,119.00
TREATY COMPANY	---	15,770.56
AMERICAN DARLING VALVE CO.-		19,162.00

Through the recommendation of the Purchasing Agent, the bid of Water Works Suppliers, in the amount of $11,992.50 ALTERNATE, was accepted under Purchase Order No. 9307, dated October 12, 1977.

Ordered sent to the Common Council on Tuesday, October 25, 1977 at 8:00 p.m.

1. Received quotations from the Purchasing Agent for the proposed purchase of two Mid-size 4-door sedans and one Mid-size station wagon for the Water Engineering Department:

SEDANS:

POINSATTE MOTORS, INC. -----------	$8,991.04
HEFNER CHEVROLET -----------------	$9,132.28

STATION WAGON:

POINSATTE MOTORS, INC. -----------	NO BID
HEFNER CHEVROLET------------------	$4,850.84

Accepted the bid of Poinsatte Motors, Inc. under Purchase Order No. 9308 in the amount of $8,991.04; accepted the bid of Hefner Chevrolet, Inc. under Purchase Order No. 9309 in the amount of $4,850.84.

Ordered sent to the Common Council on Tuesday, October 25, 1977 at 8:00 p.m.

5. Received AMENDED OVERFLOW DRAINAGE EASEMENT, dated October 17, 1977, between Lake County Trust Company and the City for Glenbrook Shopping Center (J. C. Penney) Ame ded Overflow Drainage.

Approved. A true copy is incorporated herein.

Ordered recorded.

6. Received Contract, Guaranty and Liability Bonds of John Dehner, Inc., in the amount of $13,950.00, prepared by the Street Engineering Department, for Resolution No. 5773-1977 - The Lafayette Street Complex with the installation of Salt Bins.

Approved.

Ordered sent to the Common Council on Tuesday, November 8, 1977 at 8:00 p.m.

7. Received Contract, Guaranty and Liability Bonds of Shambauth and Son, Inc., in the amount of $4,164.00, prepared by the Street Engineering Department, for Resolution No. 5771-1977 to improve the Street Department Storage Garage with two 300,000 B.T.U. gas-fired space heaters.

Approved.

18.	Received Agreement for Sewer Extension, dated October 17, 1977, between St. Vincent Catholic Church and the City for the construction of St. Vincent Catholic Church Sanitary Sewer.	Approved. A true copy incorporated herein. Ordered sent to the Common Council on Tues a, October 25, 1977 at 8: p.m.
19.	Received Grant of Easement from the Diocese of Fort Wayne-South Bend, Inc. of Allen County, State of Indiana, whereby they quit-claim and convey to the City of Fort Wayne a permanent easement and right-of-way to construct, operate, control, maintain, reconstruct and remove a sewer line, along and across a 14 foot easement seven ft. eitherside of part of the Northwest Quarter of Section 6, Township 31 North, Range 13 East, in Allen County, Indiana. A five ft. easement 2.5 ft. either side.	Approved. A true copy is incorporated herein. Ordered recorded by Water Pollution Control Engineering Department.
20.	Received Partial Payment Estimate No. 3 of Hipskind Asphalt Corp., in the amount of $27,506.53, prepared by the Water Pollution Control Engineering Department, for work performed under Resolution No. 287-1976 - Monarch Park Drain.	Approved. Ordered paid from Account No. 34-430- .
21.	Received Invoice of Earth Construction & Engineering, Inc. in the amount of $2430.99 prepared by the Water Pollution Control Engineering Department covering work on Sewer Resolution No. 286-1975 - Senior Citizen Center Combination Sewer.	Approved. Ordered $400.00 paid from encumbered account 34-409 00, Purchase Order #00022 and amount of $2030.99 paid by Water Pollution Contro Utility Fund by City Util ies.
22.	Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of Earth Construction and Engineering, Inc. with a bond for a period of one year for Sewer Resolution No. 286-1975- Senior Citizen Center Combination Sewer.	Approved. Ordered acceptance letter written.
23.	Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of A. D. Delagrange Construction Company, Inc. with Guaranty Bond in the amount of $9,000 signed by Reliance Insurance Company for Sanitary and Storm Sewers for Shoaff Park River Estates.	Approved. Ordered acceptance letter written.
24.	Received Invoices No. 5 and 6 of Henry B. Steeg & Assoc. Div. H.N.T.B, in the amounts of $2,700.00 and $4,680.00 respectively, for professional engineering services performed - in connection with prepareation of VOLUME I of the Operation and Maintenance Manual -STORM WATER TREATMENT FACILITIES AND SLUDGE LAGOON FACILITIES and professional engineering services performed in connection with the preparation of VOLUME II of the Operation and Maintenance Manual - WATER POLLUTION CONTROL PLANT ADDITIONS. (Billing in accordance with Contract dated April 15, 1975).	Approved and ordered City Utilities to pay invoice No 5 in the amount of $2,700 a invoice No. 6 in the amount f $4,680 paid from Water Pollution Control Utility F d.

2. Received bid of Carrington & Associates in the amount of $3,675.30, prepared by Street Engineer, for Invitational Bid for wingwalks and drainage at intersection of Oak and Ohio Streets.	Approved. Ordered paid under Purchase Order No. 4-04245.
2. Received bid of Carrington & Associates in the amount of $2,633.35, prepared by Street Engineer, for Invitational Bid for pavement replacement on Mathias Street - 100' south of State Boulevard.	Approved. Ordered paid under Purchase Order No. 4-04246.
2. Received bid of Carrington & Associates in the amount of $1,939.45, prepared by Street Engineer, for Invitational Bid for return cut back in alley at rear of 1315 Schilling.	Approved. Ordered paid under Purchase Order No. 4-04247.
2. Received bid of Rieth-Riley Construction Company in the amount of $4,419.70, prepared by the Street Engineer, for Invitational Bid for replacement of pavement on Ley Road.	Approved. Ordered paid under Purchase Order No. 4-04248.
2. Received bid of Carrington & Associates in the amount of $3,243.40, prepared by the Street Engineer, for Invitational Bid for So. Anthony, Pettit and Smith, Orchard Lane and Waynedale intersection, etc.	Approved. Ordered paid under Purchase Order No. 4-04249.
0. A request was received from NIPSCO, 1501 Hale Ave., for permission to barricade one lane of Brown Street at Brooklyn Avenue on Oct. 12, 1977 and Oct. 13, 1977 from 3:30 p.m. thru 4:00 p.m. on Oct. 12 to Oct. 13, 1977. PURPOSE: Locating gas leaks.	Approved and permit was issued.
1. A request was received from Evard Electric (Ervin Evard, 9526 Douglas Road, for permission to place "NO PARKING" zone in front of 612 S. Calhoun (B & B Loan Co.) on Friday, October 14, 1977 through October 28, 1977 at various times. PURPOSE: Parking truck while working to use equipment off truch.	Approved and permit was issued.
2. A request was received from Embassy Theatre Foundation (Richard Hammitt, Mgr.) 1105 S. Harrison, for permission to barricade alley behind 121 W. Jefferson from Calhoun to Harrison on Saturday and Sunday, October 15 and 16, 1977 at all times. PURPOSE: Placing dumpster in alley.	Approved and permit was issued.
3. Received a request from Moellering Construction, 3400 Engle Road, for permission to barricade 3100 block of Engle Road at railroad tracks on Monday, October 17, 1977 thru Friday, November 4, 1977 - start at 9:00 a.m. and will be closed at all times. PURPOSE: Rebuild crossing at Norfolk & Western.	Approved and permit issued.

34. Received a request from C. L. Schust Co. (Dave Winebrenner) 4030 Piper Drive, for permission to barricade the alley behind Salvation Army (400 block between Washington and Jefferson) on Monday, October 17, 1977 thru Friday, October 28, 1977 at all times.
PURPOSE: Placing equipment for reroofing building.

Approved and permit issued.

35. A request was received from Mr. Glen Durnell, (L. & I. Griffith Sons, Inc.) 4920 S. Monroe St., for permission to barricade 40 feet in front of Container Corporation, 102 Superior Street on October 18, 1977 from 8:30 a.m. till 10:30 a.m.
PURPOSE: Remove brick from the building befor they fall.

Approved and permit issued.

36. Received a request from Bob Houser, 2332 Cambridge, for permission to barricade the sidewalk in front of 230 E. Berry on Oct. 12 thru Oct. 14, 1977 (PERMIT EXTENDED TO WEDNESDAY, October 19, 1977 at 5:00 p.m.) from 8:00 a.m. till 4:30 p.m. each day.
PURPOSE: Replacement of sidewalk.

Approved and permit issued.

37. Received a request from NIPSCO, 1501 Hale Ave., for permission to barricade the alley entrance south of Jefferson just off Barr running west on Thursday, October 13, 1977 thru Monday, October 17, 1977 (EXTENDED TO Oct. 21, 1977 at 4:00 p.m.) 1:45 p.m. thru 4:30 p.m.
PURPOSE: Emergency - cave-in.

Approved and permit issued.

Meeting adjourned at 11:40 a.m.

Henry P. Wehrenberg

Ethel W. LaMar

May G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Wednesday, October 19, 1977

Department of Public Works
Office of the Board
Room 910 City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. WEHRENBERG, E. H. LAMAR,
M. G SCOTT
Ursula Miller

Received Minutes of Meeting held on Monday, October 17, 1977 at 9:00 a.m.

Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

Received private sidewalk applications:

1615 Benham ------------- Burlington Homes
6517 Dumont ------------- Burlington Homes
3211 Heritage Dr. ------- Ambassador Homes
1402 Lofton Way --------- Star - Homes
1530 Lofton Way --------- Star - Homes
1629 Tilden ------------- E. E. Miller

Approved and permits issued.

Received driveway applications:

1821 N. Anthony --------------D. K. Shown
3308 N. Anthony --------------Hawk Const.
5418 Fernwood ----------------Jerry Werling
5422 Fernwood ----------------Jerry Werling
5426 Fernwood ----------------Jerry Werling
5430 Fernwood ----------------Jerry Werling
2057 Ontario Circle ----------New Exteriors, Inc.
630 W. State access/Goshen Ave.-- Don Till
7725 Wohoma Dr. ------------- E. P. Holliday

Approved and permits issued.

Continued from October 17, 1977
AWARD CONTRACT:

Received tabulation and recommendation prepared by the Street Engineering Department for Street Improvement Resolution No. 5767-1977 for improving Clinton Street from a point 121 feet south of the centerline of Superior Street north to the centerline of Calhoun Street.

AWARD contract to Reith- Riley Construction Company, Inc. at and for their bid in the amount of $315,086.60 subject to councilmanic approval.

Ordered the Street Engineering Department to prepare contract and necessary documents.

Received Final Assessment Roll, prepared by the Street Engineering Department, for Sidewalk Resolution No. 5738-1976 for partial removal and replacement of the sidewalk adjacent Lots 238, 239, 240, 241 and east 70 feet of Lot #242 - all being in Dreibelbiss First Addition.

CONFIRMED and ordered sent to the Department of Finance.

7. Received inspection report and Primary Assessment Roll, prepared by the Street Engineering Department, for Sidewalk Resolution No. 5765-1977 - Lot 19 - Rumsey's Subdivision - 1926 W. Third Street.

Approved and Completion Affic it filed.
Primary Assessment Roll appro d.
Advertise, Notice of Assessme
October 28 and 29, 1977.
Hearing on Confirmation of As ssment
Roll Thursday, November 10, 1 , 3:30 p
Notices to be mailed
October 28, 1977.

8. Received inspection report and Primary Assessment Roll, prepared by the Street Engineering Department, for Sidewalk Resolution No. 5766-1977 - for improving the sidewalks fronting Lots #191, 192 and 193 - Block 19 North Highlands Addition, Plat "A" (1647 and 1655 Cherokee Road Sidewalks).

Approved and Completion Affida
filed.
Primary Assessment Roll approv
Advertise, Notice of Assessment
October 28 and 29, 1977.
Hearing on Confirmation of Asse ment
Roll Thursday, November 10, 197
at 3:30 p.m.
Notices to be mailed
October 28, 1977.

9. RECEIVE BIDS:

Sidewalk and Curb Improvement Resolution No. 5775-1977 for improving the curb and sidewalk on Summit Street from the east property line of Cedar Street to the east property line of Division Street (both sides), Division Street from north property line of Lewis Street to the north property line of Oak Street (both sides), and Harmar Street from north property line of Lewis Street to the south property line of Madison Street (both sides) KNOWN AS: East Central Impact Area, Phase II:

Referred to the Street Engineeri
Department for tabulation and
report.

Award contract on Monday,
October 24, 1977 at 9:00 a.m.

		ALT. #1	ALT. #2	ALT. #3
CARRINGTON & ASSOC. ----------	$103,143.00	$7,950.00	$8,448.00	$3,780.00
CONTINENTAL CONST. CO. ------	$101,321.00	9,000.00	8,000.00	2,700.00
L. W. DAILEY, INC. ----------	$117,369.50	7,500.00	7,200.00	5,670.00
REITH-RILEY CONST CO. -------	$120,917.00	7,950.00	5,696.00	675.00
WAYNE ASPHALT & CONST. ------	$151,190.00	4,500.)0	8,000.00	3,375.00

1. Received Electrical Installation - Street Department Storage Garage Resolution No. 5782-1977, final plans, estimate and specifications, prepared by the Street Engineering Department, for improving the Street Department Inside Storage Garage with electrical lighting, outlets and related facilities. This building is located at the Lafayette Street Complex. (CITY PAID).

Approved and adopted. A true copy is incorporated herein.

Advertise, Notice to Contractors, October 21 and 28, 1977.

Receive bids on Wednesday, November 2, 1977 at 9:00 a.m.

Ordered the Street Engineering Department to prepare bid documents.

Meeting temporarily adjourned at 11:00 a.m.

Meeting to reconvene at 2:00 p.m.

. RECEIVE BIDS:

Contract No. 77-W-1 - Fort Wayne Water Works Improvements WASH WATER RETENTION BASIN, McNamee, Porter and Seeley, Consulting Engineers:

HAGERMAN CONST. CORP. ------- $540,600

INDIANA CONST., INC. -------- $606,000

SCHENKEL & SON, INC.--------- $626,092

Referred to McNamee, Porter and Seeley, Consulting Engineers, for tabulation and report.

Award contract on Wednesday, October 26, 1977 at 9:00 a.m.

2. Received Application for Approval of Construction in a Floodway from McNamee, Porter and Seeley, Consulting Engineers, Ann Arbor, Michigan, for Water Works Improvements Wash Water Retention Basin - Contract 77-W-1.

Executed.

Ordered copy of the application form and plans and specifications sent to:
Department of Natural Resources
Division of Water
605 State Office Building
Indianapolis, Indiana 46204

3. STREET LIGHTING RESOLUTION NO. 125-77

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is deemed necessary to improve the street lighting and traffic signals in the Central Business District (C.B.D.) area, more specifically as the area bounded on the south by the Penn Central Railroad, the north by Superior Street, the east by Lafayette Street and the west by Ewing Street, all in accordance with the detailed drawings and specifications on file in the Office of the Department of Public Works of said City; ans such lighting and signal modernization is now ordered.

Approved.

Advertise Notice to Contractors October 28, 1977 and November 4, 1977.

Receive bids on Wednesday, November 30, 1977 at 9:00 a.m.

Ordered the Street Lighting Engineering Department to prepare bid documents.

The total cost of said lighting and signal modernization shall be paid with monies from the Local Public Works Capital Development and Investment Act Grant Number 06-51-26289.

14.	Received Agreement for Sewer Extension between North Eastern Construction Company, Inc. and the City of Fort Wayne, Indiana, for the construction for sanitary sewer for Hillsboro, Section I and Offsite Sanitary Sewer Main #1 from Londonberry Lane North to Rothman Road.	Approved. Ordered sent to the Common Council on Tuesday, October 25, 1977 at 8:00 p.m. A true copy is incorporated herein.
15.	Received Special Sewer Permit for North Eastern Construction Company, Inc., prepared and approved by the Water Pollution Control Engineering Department, to construct a sanitary and storm sewer known as Greenvale, Section "B" (North 1/2) Lots 38-47, Lots 65-74. North Eastern Construction Company, Inc. is to perform the construction work.	Approved and Special Sewer Permit issued. Board Order No. 216-77.
16.	Received a petition for the installation and repair of curbing at 5102 Roberta Drive.	Ordered Street Engineering Departmen to investigate and report. Board Order No. 215-77.
17.	Received Special Street Permit for Wayne Kruse Development Corporation, prepared by the Street Engineering Department, for Pinehurst Drive (Greenvale Addition Section "B").	Approved and Special Street Permit issued. Board Order No. 217-77.
18.	Received Sewage Treatment Agreement between the City of Fort Wayne, Indiana, and Leo-Cedarville Regional Sanitary Sewer District whereby the City will treat sewage from Leo-Cedarvill District.	Executed. A true copy is incorporate herein. Ordered sent to the Common Council on Tuesday, November 8, 1977 at 8:00
19.	Received Sewage Treatment Agreement between the City of Fort Wayne, Indiana, and Maysville Regional Sanitary Sewer District whereby the City will treat sewage from Maysville Regional Sanitary Sewer District.	Executed. A true copy is incorporat herein. Ordered sent to the Common Council on Tuesday, November 8, 1977 at 8:00
20.	Received Invoice No. 1 of Brooks Construction Company in the amount of $110,940.41, prepared and approved by the Street Engineering Department, for work performed under Resoluton No. 5757-77 - resurfacing in the 2nd and 3rd District - Northcrest Drive, Parnell, Tecumseh, Huffman and St. Joe Boulevard.	Approved and ordered paid from Account #34-431-001.

2 Received Commissioner's Deed whereby the Commissioners of Allen County, Indiana, convey to the Board of Public Works, City of Fort Wayne, Allen County, Indiana, the following described real estate: Lot #5 in Lanternier's SubAddition to the City of Fort Wayne, Allen County, Indiana. (Key No. 93-3262-0005).	Approved. A true copy is incorporated herein and appears in Minutes under Commissioners' Deed. Ordered recorded and entered for taxation.
2 Received Real Estate Lease between Jerry Vaubel and the City of Fort Wayne, Indiana, whereby City rents for a term of month to month beginning the 1st of September, 1977. Real is immediately west of the northwest corner of Wayne and Calhoun Streets, Fort Wayne, Indiana.	Executed and on file in the Board of public Works.
2. Received a request from General Telephone (Don Rehling, 525 Tecumseh) for permission to barricade west curb lane (5' out from curb) of Crescent 2 feet north of Vermont on Wednesday, October 19, 1977 from 8:00 a.m. till 4:00 p.m. PURPOSE: Emergency - cable going out.	Approved and permit issued.
2. Received a request from NIPSCO, 1501 Hale Avenue, for permission to barricade the alley intersection north of Jefferson off Barr running west on Tuesday, October 18, 1977 thru Friday, October 21, 1977 from 8:00 a.m. thru 4:00 p.m. PURPOSE: Running in a new gas main.	Approved and permit issued.
2. Received a request from Lengacher Const. Co., Grabill, Inc., for permission to barricade the front of 337 E. Berry (two meters to be bagged) on Thursday, October 20, 1977 from 7:00 a.m. till 3:00 p.m. PURPOSE: Placing sanitainer for removal of debris from Three Rivers Neighborhood Health Service Building.	Approved and permit issued.
5. Received a request from 44th Indiana Volunteers Infantry (Bob Willey) R. R. #1 Berne, Ind., for permission to hold a parade on Sunday, October 23, 1977, starting time 12:30 - 1:30 P.m. to 3:30 p.m. Starting Location: S. R. #3 at Washington Center Road, down Wells to Superior to Van Buren to Washington to Swinney Park (original 1861 camp) Approximately 20 - 25 persons, wagon with two horses. PURPOSE: Reinactment of march from Lagrange to Fort Wayne for purpose of parade, Veterans Day.	Approved and permit issued.

Meeting adjourned at

Henry P. Wehrenberg

Ethel W. LaMar

Mary G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

THURSDAY, October 20, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

Received Minutes of Meetings held on Wednesday,
October 19, 1977 at 9 a.m.
H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. WEHRENBERG, E. H. LA R, M. G
M. G SCOTT
Ursula Miller

1. HEARING ON CONFIRMATION:

Sewer Easement Resolution No. 153-1977 for the condemnation of a permanent and temporary sewer easement for the purposes to construct, operate, control and maintain a sewer line along and across a portion of the southeast quarter of the southwest quarter, Section 9 Township 30 North Range 12 East, the south half of the southeast quarter, Section 9, Township 30 north, Range 12 East, the east half of the northwest quarter, Section 16, Township 30 North, Range 12 East, the west half of the northeast quarter, Section 16, Township 30 North, Range 12 East, bounded on the north by the south right-of-way line of Ontario Street and its westerly extension, bounded on the west by a line 200 ± LF west of and parallel to the west right of way line of Freeman Street, bounded on the south by a line 200 ± LF south of and parallel to the centerline of Nuttman Avenue, bounded on the east by west right-of-way line of Norfolk and Western Railroad. (SEWER NO. 294-77). FREEMAN-COVINGTON SEWER.

CONFIRMED.

Ordered the Water Pollution Control Engineering Department to prepare Assessment Roll of Benefits and Damages.

2. HEARING ON CONFIRMATION:

Sewer Easement Resolution No. 154-1977 for the condemnation of a permanent and temporary easement for the purposes to construct a sewer line along and across a portion of the northwest quarter Section 29, Township 31 North, Range 13 East of the 2nd P.M., bounded on the west by Captiva Drive; bounded on the south by Trier Road, bounded on the north by a line 100 feet north of and parallel to the centerline of Dewberry Drive; bounded on the east by a line 280 feet west of and parallel to the centerline of Wyandotte Drive. (SEWER NO. 295-1977). GLENWOOD PARK LIFT STATION ELIM. SANITARY SEWER.

CONFIRMED.

Ordered the Water Pollution Control Engineering Department to prepare Assessment Roll of Benefits and Damages.

Received quotations from the Purchasing Agent for the proposed purchase of 100,000 feet 2/C #4 Alum. Wire for the City Street Lighting Department:

			TOTAL
WESTINGHOUSE ELEC.	---	$143.49/M Ft.	$14,349.00
GENERAL ELECTRIC SUPPLY	---	139.70/M Ft.	13,970.00
GRAYBAR ELEC. CO.	---	132.15/M Ft.	13,215.00
NATIONAL MILL SUPPLY	---	144.99/M Ft.	14,499.00
ALL PHASE ELEC.	---	No Bid	---
CENTRAL SUPPLY COMPANY	---	145.95/M Ft.	14,595.00

Through the recommendation of the Purchasing Agent the bid of Graybar Electric Company, in the amount of $13,215.00, was accepted under Purchase Order No. 9326.

Ordered sent to the Common Council on November 8, 1977 at 8:00 p.m.

Prior Approval.

Received quotations from the Purchasing Agent for the proposed purchase of 100,000 feet 2/C #6 Alum. Wire for the City Street Lighting Department:

			TOTAL
WESTINGHOUSE ELEC.	---	$66.47/M Ft.	$ 6,647.00
GENERAL ELECTRIC SUPPLY	---	73.80/M Ft.	7,380.00
CENTRAL SUPPLY COMPANY	---	81.50/M Ft.	8,150.00
GRAYBAR ELEC. CO.	---	73.70/M Ft.	7,370.00
NATIONAL MILL SUPPLY	---	No bid	No bid
ALL PHASE ELEC. CO.	---	69.90/M Ft.	6,990.00

Through the recommendation of the Purchasing Agent the bid of Westinghouse Elec. Co. in the amount of $6,647.00, was accepted under Purchase Order No. 9345.

Ordered sent to the Common Council on November 8, 1977 at 8:00 p.m.

Prior Approval.

Received Partial Payment Estimate #31 of Hagerman-Shambaugh (Joint Bidders) in the amount of $320,162.35 for the period of August 26, 1977 to September 30, 1977 for Water Pollution Control Plant Additions of Water Quality Control Project - DIVISION I.

Approved and ordered invoice No. 31 of Hagerman-Shambaugh (Joint Bidders) in the amount of $320,162.35 paid by City Utilities from the Water Pollution Control Utility Fund.

Also, ordered retainage in the amount of $16,850.65 paid by City Utilities to Hagerman - Shambaugh Escrow Account at Lincoln National Bank & Trust Company.

Received Partial Payment Estimate No. 30 of H.N.T.B. - Henry B. Steeg & Associates Div. in the amount of $4,507.55 for general engineering for Water Quality Control Project - Division I - Water Pollution Control Plant Additions - Federal Project C-180538-01.

Approved.

Ordered City Utilities to pay invoice #31 of H.N.T.B. - Henry B. Steeg & Assoc. Div. the amount of $4,507.55 from the Water Pollution Control Utility Fund.

Received Agreement for Sewer Extension between Little Turtles Territories, Inc. and the City of Fort Wayne, Indiana, for Fallen Timbers, Section "B".

Approved. H. I.

Ordered sent to the Common Council on Tuesday, October 25, 1977 at 8:00 p.m.

Meeting adjourned at 5:20 p.m.

Henry P. Wehrenberg
Ethel W. LaMar
May A. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

Monday, October 24, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar
M. G Scott

Received Minutes of Meeting held on
Thursday, October 20, 1977 at 3:30 p.m.

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3. Received private sidewalk applications:

Approved and permits issued.

6315 Durango ----------------F. Steury
6612 Dumont -----------------F. Steury
6411 Dumont -----------------F. Steury
1920 Duprey -----------------Windsor Bldrs.
717 W. Jefferson ------------Roberts Devel. Corp.
6021 Landover ---------------Windsor Bldrs.
6009 Landover Pl. -----------Windsor Bldrs.

4. Received driveway applications:

Approved and permits issued.

1615 Benham /access on Dumont ----Burlington Homes
2436 Broadway --------------------James J. McCarron
6517 Dumont ---------------------- Burlington Homes
1920 Duprey ---------------------- Windsor Bldrs.
3211 Heritage Dr. ---------------- Ambassador Homes
6009 Landover Pl. ---------------- Windsor Bldrs.
6021 Landover Pl. ---------------- Windsor Bldrs.
1402 Lofton Way ------------------ Star - Homes
1530 Lofton Way ------------------ Star - Homes
1717 Melrose --------------------- Lebrato Bros.
2722 Pittsburg ------------------- Tomei Const.
1617 Ranford Pl. ----------------- Benchmark Homes

5. AWARD CONTRACT:

Received tabulation and recommendation prepared by the Street Engineering Department for Sidewalk and Curb Improvement Resolution No. 5775-1977 for improving the curb and sidewalk on Summit Street from east property line Cedar Street to the east property line of Divison Street (both sides), Division Street from the north property line of Lewis Street to the north property line of Oak Street (both sides), and Harmar Street from the north property line of Lewis Street to the south property line of Madison Street (both sides). The above areas shall be known as East Central Impact Area, Phase II.

AWARD CONTRACT TO Continental Construction Company at and for their bid in the amount of $115,121.00 subject to councilmanic approval.

Ordered the Street Engineering Department to prepare contract and ncedssary documents.

6 Received street cut applications: Approved and permit issued.

2911 Adams ----------Shoda Enterprises
3528 Bowser (alley) --- NIPSCO
1624 S. Calhoun ---
City St. Lighting Project
at . Central, Ph. #2 --- T & F. Const.
2211 Colony Ct. --- NIPSCO
220 W. Coliseum Blvd. on --- Investment Bldg.
Speedway Dr. on E. Side NIPSCO
2525 Chandler --- "
2622 Chandler --- "
4105 Dalewood --- "
Dumont Dr. and Speedway Dr. --- "
6426 Dumont --- "
6412 Durango --- "
6418 Durango --- "
1021 Edgewater (alley) --- "
2527 Ellwood --- "
423 Englewood --- "
324 Field --- "
6800 Forest View Dr. --- Gordon Landscape
2300 Goshen --- T & G Excav.
Greenlawn at intersec. NIPSCO
of Franklin --- "
903 Hamilton (alley) --- "
1310 S. Hanna --- "
3900 Blk. Harris --- T & G Excav.(2)
3423-3425 and 3427-3429 Kendale - NIPSCO
3413-3415 Kendale --- "
2219 Kentucky --- "
Lasalle (alley) w/o Hanna- --- "
stone alley --- "
1153 E. Lewis --- "
451 E. Lewis (alley) --- "
836 E. Lewis (alley) --- "
1015 Liberty --- "
1627 Lofton Way --- "
1515 Lofton Way --- "
1421 Lofton Way --- "
1518 Lofton Way --- "
1510 Lofton Way --- "
5525 McClellan --- "
Norfolk /3344 Northrop --- "
2915 Palisade Dr. --- "
422 Perry --- "
1130 Rockhill --- "
3720 Sandpoint Rd. --- Harley D. Quackenbush
2806 Shady Oak --- NIPSCO
4000-4100 Sheraton Dr. s/o ---
Trick Ave. --- "
1447 Sherman --- "
1322 W. Third --- "
914 Tulip Tree --- "
1021 University --- "
4636 Wayne Trace --- ""
2807 Weisser Park --- "
5729 Woodheath --- "
1725 Edsall --- "
1401 Fairfield --- "
818 Hugh (alley) --- "
1508 E. Wayne (prkstrp) --- "

7. Received a request from True Love Baptist Church (SAndra Jones), 1010 E. Pontiac, for permission to hold a parade on Sunday, October 30, 1977 from 5:00 p.m. till 6:00 p.m., starting at Wallace at Hanna and terminating at Pontiac Street. Approximately 200 persons with vehicles. Approved and permit issued.
PURPOSE: Erect sign at new land site.

8.	Received Sewer Extension Agreement between Michael W. Thomas, 1715 Old Lantern Trail, Fort Wayne, Indiana, and the City of Fort Wayne for Villas of the Marketplace (Canterbury Villas) - Sanitary Sewer.	Approved. A true copy is incorpo ted herein and appears in Minutes und Agreement for Sewer Extension. Ordered sent to the Common Counci on Tuesday, November 8, 1977 at 8:00 m.
9.	Received Change Order No. 1 in the amount of $13,604.00 for Wayne Asphalt & Construction Co., Inc., prepared by the Street Engineering Department covering work performed on Resolution No. 5744-1976 - resurfacing 5th and 6thCouncilmanic District.	Approved. Ordered sent to the Common Council on Tuesday, November 8, 1977 at 8: p.m.
10.	Received request from Purchasing Agent for additional money for payment of amount of $681.93 for repairs on Unit 151 for City Utilities Garage. P.O. #9024 was issued for amount of $2,500.	Approved and ordered sent to the Common Council on Tuesday, November 8, 1977 at 8:00 p.m.
11.	Received Contract, Guaranty and Liability Bonds of Hipskind Asphalt Corporation, in the amount of $38,427.50, prepared by Street Engineering Department signed by Trinity Universal Insurance Company for Resolution No. 5770-1977 for constructing sidewalk and 100% curb on St. Joe Blvd. from the north curb line of Forest Avenue to the south curb line of State Boulevard. Project will also include center island park curbs.	Approved. Ordered sent to the Common Council on Tuesday, November 8, 1977 at 8:00 p.m.
12.	Received Special Sewer Permit, prepared and approved by the Water Pollution Control Engineering Department, for Jensen Enterprises for Manor Park, Section "E" - SANITARY SEWER ONLY. John Hartman Construction Company sill perform the construction work.	Approved and Special Sewer Permit is ed. Board Order No. 218-77.
13.	Received Special Sewer Permit, prepared by the Water Pollution Control Engineering Department, for Church of Christ - Waynedale known as Thurber Avenue Church of Christ - Waynedale. Tim Evans Excavating Co. will perform the construction work.	Approved and Special Sewer Permit is ed. Board Order No. 219-77.
14.	Received invoice from City Controller (Barrett Law Dept.) in the amount of $640.00 covering balance of City cost on Resolution No. 5738-1977 - Webster - Oakdale area.	Approved and ordered paid from Account 34-431-001.
15.	Received Invoice #1 of Wayne Asphalt & Construction Company, Inc. in the amount of $118,684.50, for Resolution No. 5754-77 - Resurfacing North Washington Road.	Approved and ordered paid from Account 34-431-001.
16.	Received Invoice of L. W. Dailey, Inc. (FINAL) in the amount of $2,619.00, prepared by the Street Engineering Department for Resolution No. 5747-1977 - Old Fort Parking Lot.	Approved and ordered paid from account 34-413-200 encumbered - P.O. 00067.

1.	Received invoice #3 (FINAL) of Wayne Asphalt and Construction Company, Inc. in the amount of $11,856.55 for Resolution No. 5744-19 for resurfacing Hollis Lane, Warsaw, S. Monroe, Gumper and Andre.	Approved and ordered paid from Account 34-423-200 (enc) P.O. 00917.
1.	Received a request from NIPSCO, 1501 Hale Avenue, for permission to barricade the north south alley beside 1058 E. State Street on Monday, October 24, 1977 from 8:00 a.m. till 4:00 p.m.	Approved and permit issued.
1.	Received invoice NO. 2 of Wayne Asphalt & Construction Company, Inc. in the amount of $64,163.48 prepared by the Street Engineering Department for Resolution No. 5760-1977 - Wells Street.	Approved and ordered paid from Local Arterial Road & Street Account #60.
2.	Received Change Order No. 12 of John Dehner, Inc. - Spears-Dehner, Inc. (Joint Bidders) in the decreased amount of $4,311.20, prepared by Henry B. Steeg & Associates, a Div. of H.N.T & B. for Division II - Terminal Ponds - Water Pollution Control Plant Expansion.	Approved.
2.	Received Contract No. 7719, prepared and approved by the Water Engineering Department between Centennial Park and Fort Wayne Water Utility of the City of Fort Wayne, Indiana, for Independence Drive, etc. - Centennial Industrial Park, Sec. II.	Approved. Ordered sent to the Water Engineer for handling.
2.	Received Acceptance Agreement on Project 3263-43-00 EPA No. C-180538-01, Water Quality Control Project Partial Work Completed for Single passenger Personel Vehicles 1) S/N 15424, 2) S/N 15425 and 3) S/N 15426 as recommended by H.N.T and B. - Henry B. Steeg and Associates Div. and accepted by Hagerman-Shambaugh.	Approved. Warrantees to be effective as of May 20, 1977.
3.	Received Agreement between the City of Fort Wayne and Indiana State Highway Commission providing for Federal-Aid funding for consulting engineering services for: 1. Nuttman Street and Norfolk & Western Railroad Crossing, Item #80650, 2. Brooklyn Avenue and Norfolk & Western Railroad Crossing, Item #80649, and 3. Van Buren Street and Norfolk & Western Railroad Crossing, Item #80652, all in Fort Wayne, Indiana.	Approved. On file in the Board of Public Works.
4.	Received Agreement for deferred payment of Area Connection Fees from Kenneth Niemeyer Real Estate and Development, Inc. for Trier Ridge Park, Phase II, Sec. I and II, in the amount of $11,130.00.	Approved. $3,710 to be paid on execution of agreement. $3,710 to be paid January 1, 1978. $3,710 to be paid on or before January 1, 1979.

Meeting adjourned at 11:15 a.m.

Henry P. Wehrenberg

Ethel H. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Wednesday, October 26, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar
M. G Scott
Ursula Miller

1. Received purchase orders from the Purchasing Agent of City Utilities.

   Approved.

2. Received payment vouchers from the Auditor of City Utilities.

   Approved and ordered sent to the Department of Finance.

3. Received driveway applications:

   Approved and permits issued.

   6612 Dumont Dr. -------------- Furman Steury
   6411 Dumont Dr. -------------- Furman Steury
   6315 Durango Dr. ------------- Furman Steury

4. Received private sidewalk applications:

   Approved and permits issued.

   2610 Busche Dr. ------------- Delagrange Homes, Inc.
   927 Broadway ---------------- Gene Kunberger
   928, 930 & 932 Broadway------ Gene Kunberger
   666 Greenlawn --------------- Robert Houser
   2200 Randallia -------------- Michael Kinder & Sons
   3000 S. Wayne --------------- Hagerman Const. Corp.

   Carrington & Assoc, Inc.:
   S.E. Cor. Pettit & Smith
   Lake Ave. & Laverne
   N. Highlands & Cherokee
   Orchard Lane -Waynedale Intersection
   (Alley) bet. Kenwood & Glenwood W/Beacon
   Fairfield - 150' S/Foster Park Dr.
   Lewis & Francis - cor. wingwalk
   Lewis & Oak
   1302 W. Wildwood
   State & Tyler Intersection
   State & Forest Valley Dr. - Wingwalk
   Mathias St. 100' S/State

   Reith-Riley:
   6020 Goodfellow
   Shell Dr. bet. St. Joe Center
   and Shannon Dr.
   Neighbor Dr. bet. Shannon &
   St. Joe Center
   Adjacent driveway - Hospitality Inn
   Ley Road -pavement replacement

5. Received tabulation and recommendation prepared by the Consulting Engineers, McNamee, Porter and Seeley, for Contract 77-W-1 - Fort Wayne Water Works Improvements - WASH WATER RETENTION BASIN.

   AWARD contract to Hagerman Construction Co. at and for their bid in the amount of $540,600.00 subject to councilmanic approval.

   Ordered contract prepared.

. RECEIVE BIDS:

Sewer Resolution NO. 297-1977 for Deister Machinery Sanitary Sewer Repair - located at 1933 E. Wayne Street:

Referred to the Water Pollution Control Engineer for tabulation and report.

TAKEN UNDER ADVISEMENT.

	ALT. #1	ALT. #2	ALT. #3	LUMP SUM:	TOTAL:
BERCOT, INC. -----	$89,890.00			$50,000	$139,890.00
JOHN DEHNER, INC. -	$89,695.00			$54,499	$144,194.00

. RECEIVE BIDS:

Sewer Resolution No. 299-1977 for Tillman Road Interceptor Sanitary Sewer:

Referred to the Water Pollution Control Engineering Department for tabulation and report.

Award contract on Monday, October 31, 1977 at 9:00 a.m.

BERCOT, INC. ------------	$18,580.00
JOHN DEHNER, INC. -------	$19,490.05
T - G EXCAVATING, Inc. --	$16,295.60

. Received a request from House of Pines, 3426 L. Huntington Road, for permission to barricade downtown area on Tuesday and Wednesday, October 25 and 26, 1977 from 8:00 p.m.till 12:00 Midnight each day.
PURPOSE: Replacing brackets on downtown signs.

Approved and permit issued.

9. Received plat and dedication of Hillsboro, Section I, a subdivision in St. Joseph Township, Allen County, Indiana, submitted and approved by the City Plan Commission.

Approved.

0. Received Building Encroachment Easement whereby the City of Fort Wayne agrees to allow Robert H.and Carolyn A Strite, 2401 Hoagland Avenue, to encroach upon City of Fort Wayne controlled property and provisions allowing the temporary continuance of same.

Approved and on file in the Board of Public Works.

1. Received plat of Concord Hill, Section I, submitted and approved by the City Plan Commission.

Approved.

2. Received Estimate #3 (Retainage) in the amount of $5,765.64 for Rieth-Riley Construction Company, Inc., prepared by the Street Engineering Department, for Resolution No. 5763-1977 - Renovation and Repair of Street Department Parking Lot.

Approved and ordered paid from Account #36-200-369.

3. Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of Earth Construction Company with Guaranty Bond in the amount of $8,630.00 signed by American States Insurance Company for Wildwood Estates, Section I.

Approved.

Ordered acceptance letter written.

14. Received Special Sewer Permit for T - G Excavating, Inc., prepared and approved by the Water Pollution Control Engineer and Maintenance Bond of T - G Excavating, Inc. to construct a sanitary sewer known as Point West Apartments, Phase I.

Approved and Special Sewer Permit issued.

Board Order 221-1977.

15. Received Alley Improvement Resolution No. 5783-77, plans, estimate, specifications, and property ownership list, prepared by the Street Engineering Department, for alley between Baker and Brackenridge - Fairfield and Ewing .

Approved and adopted. A true copy of which Resolution No. 5783-1977 is incorporated by reference herein and appears in Minutes under Alley Resolution No. 5783-1977.

Advertise, Notice to Property Owners, November 10 and 17, 1977.

Hearing on Confirmation, Thursday, December 1, 1977 at 3:30 p.m.

Mail notices on November 17, 1977.

16. Received quotations from the Purchasing Agent for automotive batteries, spark plugs, oil filters, air filters, diesel filters and water filters: ALL ON BLANKET PURCHASE ORDERS FOR 1978.

Approved. Ordered sent to the Comm Counc on Tuesday, November 8, 1977 at 8:0 p.m.

C.U. P.O. #	Civil City P.O. #	Supplier:	Estimated Amount:
B-9327	B 4-01396	*R.P.S. Prods.	$13,250.19
B-9328	B 4-01397	*Anthony Motor Parts	7,004.77
B-9329	B 4-01398	**Imel Battery	1,007.05
B-9330	B 4-01399	**Crown Battery	5,788.30
			$27,050.31

* Automotive batteries, oil filters, water filters, Diesel filters and air filters.

** Automotive batteries.

Note: City Utilities Purchase Orders are for Water Pollution Control Plant.
Civil City Purchase Orders are for Police Garage, Street Department, Fire Garage and Traffic Park (Lawton).

17. Received quotations from the Purchasing Agent for automotive grease and oil: ALL ON BLANKET PURCHASE ORDERS FOR 1978:

Approved and ordered sent to t Common Council on Tuesday, November 8, 1977 at 8:00 p.m.

C.U. P.O. #	Civil City P.O. #	Supplier:	Estimated Amount:
B-9331	B 4-01400	Inland Oils	$ 3,759.75
B-9332	B 4-01401	Aero Oil Co.	11,616.95
B-9333	B 4-01402	A.B.C. Motor Oil	230.40
B-9334	B 4-01403	Summit City Stnd.	4,278.43
B-9335	B-4-01404	Gladieux Refinery	9,931.00
			$26,816.53

Note: City Utilities Purchase Orders are for Water Pollution Control Plant. Civil City Purchase Orders are for Police Garage, Fire Garage, Traffic Park (Lawton) and St. Department.

8. Received quotations from the Purchasing Agent for tires and tubes: ALL ON BLANKET PURCHASE ORDERS FOR 1978.

Approved and ordered sent to the Common Council on Tuesday, November 8, 1977 at 8:00 p.m.

C. U. P.O. #	Civil City P.O. #	Supplier:	Est. Amt.
B-9343	B-4-01407	Allen County Tire Stores	$66,717.44
B-9344	B-4-01408	General Tire Company	25,792.01

Note: City Utilities Purchase Orders are for Water Maintenance & Service. Civil City Purchase Orders are for Fire Garage, Police Garage, Lawton Park, Street Department and Traffic.

9. Received quotations from the Purchasing Agent for the proposed purchase of one (1) Traveling Rotary Cutter Pipe Saw with accessories for the Water Maintenance & Service Department:

E. H. WACHS COMPANY----------Tot. Bid: $7,125.75

UNDERGROUND PIPE & VALVE, INC. " " : $8,671.00

Through the recommendation of the Purchasing Agent the bid of E. H. Wachs Company in the amount of $7,125.75 was accepted under Purchase Order No. 9361, dated October 25, 1977.

Ordered sent to the Common Council on Tuesday, November 8, 1977 at 8:00 p.m.

Meeting adjourned at 11:25 a.m.

Henry P. Wehrenberg

Ethel H. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Thursday, October 27, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, E. H. Lamar Ursula Miller
1. Continued from October 13, 1977 HEARING ON CONFIRMATION: Street Improvement Resolution No. 5778-1977 for improving Stratton Road from the east property line of Coldwater Road to a point 284 feet east thereof.	CONFIRMED. Advertise, Notice to Contractors, November 3 and 10, 1977. Received bids Wednesday, November 16, 1977 at 9:00 a.m. Ordered the Street Engineering Department to prepare bid documents.
2. Received Partial Payment Estimate No. 1 of John Dehner, Inc. in the amount of $64,338.67 prepared and approved by the Water Pollution Control Engineering Department covered by Resolution No. 290-1977 - Section I - North Maumee Interceptor Water Quality Control Project C-180839-01for the period September 6, 1977 to September 30, 1977.	Approved and ordered City Utilities to pay John Dehner, Inc. the amount of $64,338.67 on Estimate No. 1. Also, pay John Dehner, Inc. Escrow Account at Lincoln National Bank the amount of $7,148.74. Send check to Roy W. Kern. Payments are to be made from the Water Pollution Control Utility Construction Fund.
3. Received Partial Payment Estimate No. 1 of John Dehner, Inc. in the amount of $75,892.72 prepared and approved by the Water Pollution Control Engineering Department covered by Resolution No. 290-1977 - Section II - North Maumee Interceptor Water Quality Control Project C-180839-01 for the period of September 6, 1977 to September 30, 1977.	Approved and ordered City Utilities to pay John Dehner, Inc. the amount of $75,892.72 on Estimate No. 1 Also, pay John Dehner, Inc. Escrow Ac unt at Lincoln National Bank the amount o $8,432.53. Send check to Roy W. Kern Payments are to be made from the Water Pollution Control Utility Construction Fund.

Received a request from John Dehner, Inc. for permission to barricade 5320 Industrial Road on Friday, October 28, 1977 thru Tuesday, November 1, 1977 from 12:00 Noon on 10/28/77 thru 5:00 p.m. on 11/1/77. PURPOSE: Installing sanitary sewer.	Approved and permit issued.
Received a request form Monarch Decorating, 2302 Oakridge Road, for permission to barricade the East - West alley off Clay by Old Fort Supply south of Main Street on Saturday and Sunday, October 29 and 30, 1977 from 7:00 a.m. till 5:00 p.m. each day. PURPOSE: Painting.	Approved and permit issued.

Meeting adjourned at 4:40 p.m.

Henry P. Wehrenberg

Ethel H. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

SECRETARY AND CLERK

Monday, October 31, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
URSULA MILLER, SECRETARY AND CLERK

H. P. WEHRENBERG, E. H. AMAR,
M. G SCOTT
Ursula Miller

Received Minutes of Meetings held on Monday, October 24, 1977 at 9 a.m.; Wednesday, October 26, 1977 at 9 a.m. and Thursday, October 27, 1977 at 3:30 p.m.

1. Received Purchase orders from the Purchasing Agent of City Utilities.

   Approved.

2. Received payment vouchers from the Auditor of City Utilities.

   Approved and ordered sen to the Department of Fin ce.

3. Received private sidewalk applications:

   Approved and permits iss d.

6026 Highgate Pl. ------------- Benchmark Homes
6008 Highgate PL. -------------- Benchmark Homes
1526 Lofton Way ---------------- Star-Homes
1629 Sinclair ------------------ Gene Kunberger
1611 Ranford Pl.---------------- Burlington Homes

4. Received driveway applications:

   Approved and permits issu .

927 Broadway ---------------- Gene Kunberger
1130 Oakdale ---------------- Regional Voc. Center
2610 Busche ----------------- Delagrange Homes
6700 U. S. 27 South excess on Hanna ---- Hipskind Asphalt
1405 N. Anthony /on Tilden ------- Ned Keener Const.

5. Received street cut applications:

   Approved and permits issue

4805 S. Anthony Blvd. ---------------- NIPSCO
1210 Applewood Rd. - "
1125 Applewood Rd. - "
1216 Applewood Rd. - "
1204 Applewood Rd. - "
6711 Beatty - "
1612 Benham DR. - "
1618 Benham Dr. - "
2315 Brown - "
(alley) 818 S. Calhoun - "
6004 Calico Ct. - "
3607 Central - "
5506 N. Clinton - T & G Excav.
4227 N. Clinton - NIPSCO
830' S/o Coliseum Blvd. W./Harris Rd.Gen. Tele.
3310 N. Clinton - Dailey Asph.
6104 Countess Dr. - NIPSCO
Countess /1801 Duprey - "
6015 Countess - "
6002 Countess - "
5025 Devonshire - "
6517 Durango - "
6405 Durango - "
6321 Dumont Dr. - "

6517 Dumont Dr.	------	NIPSCO
6322 Dumont Dr.	-	"
6306 Dumont Dr.	-	"
6612 Dumont Dr.	-	"
6321 Durango Dr.	-	"
6417 Durango Dr.	-	"
6312 Durango Dr.	-	"
1616 S. Harrison	-	"
2827 Holton	-	"
5320 Industrial Road	-	John Dehner, Inc.
7227 John	-	NIPSCO
(alley) Lafayette N & S/Douglas	-	"
215 Norfolk	-	"
4017 Oliver	-	"
919 W. Packard (alley)	-	Rearick Earth Mov.
4420 Pembroke Lane	-	NIPSCO
1415 Shoreview DR.	-	"
S/o St. Joe Center Rd. E/o N.		I & M.
Clinton-	-	NIPSCO
621 E. State	-	"
444 E. Taber	-	"
1650 W. Third	-	"
(alley) 2433 Wayne Trace	-	"
(alley) 1330 E. Wayne	-	"
2805 Waynewood Dr.	-	"
Bradbury /3019 Waynewood	-	"
2622 Bowser	-	"
1706 S. Calhoun	-	"
729 Eckart	-	"
814 Spring	-	"
2619 White Oak (parkstrp)	-	"

AWARD CONTRACT:

Received tabulation and recommendation prepared by the Water Pollution Control Engineering Department for Sewer Resolution No. 299-1977 for Tillman Road Interceptor.

AWARD contract to T & G Excavating, Inc. at and for their bid in the amount of $16,295.60 subject to councilmanic approval.

Ordered Water Pollution Control Engineer to prepare contract, etc.

Received Special Street Permit prepared and approved by the Street Engineering Department for Northeastern Construction Company to construct Inland Trail - Papermill Bluffs I.

Approved and Special Street Permit issued.

Received Assessment Roll of Benefits and Damages, prepared by the Water Pollution Control Engineering Department for Sewer Easement No. 153-1977 - Freeman Street - Covington Road area. (SEWER # 294-77).

Approved.

Notices to be served November 3 and 4, 1977.

Hearing on Confirmation of Assessment Roll Thursday, November 17, 1977 at 3:30 p.m.

Received plat of Woodmont, Section 3, submitted and approved by the City Plan Commission.

Approved.

Received plat of Woodmont, Section 4, submitted and approved by the City Plan Commission.

Approved.

Received Assessment Roll of Benefits and Damages, prepared by the Water Pollution Control Engineering Department for Sewer Easement No. 154-77 - Glenwood Park Lift Station Elim. Sanitary Sewer - (SEWER 295-77).

Approved.

Notices to be served November 3 and 4, 1977.

Hearing on Confirmation of Assessment Roll Thursday, November 17, 1977 at 3:30 p.m.

12. Received quotations from the Purchasing Agent for the proposed purchase of copper pipe requirements for 1978 (BLANKET ORDER) for the Water Maintenance & Service Department:

Through the recommendation of the Pur asing Agent the bids of Wayne Pipe & Supply as accepted in the total Blanket amount $9,976. under Purchase Order No. B-9358. Sent to Council on November 8, 1977 a :00 p.m

		3/4" 60'Coils	3/4" 100' Coils	1" 60' Coils	1½" 20' Lghts.	2" 20' Lfhts.
NATIONAL MILL	---	$ .706/ft.	$ .706/ft.	$ .925/ft.	$1.56/ft.	$2.35/ft.
WAYNE PIPE	---	.6853/ft.	.6853/ft.	.8975/ft.	1.5141/ft.	2.2843/ft.
CENTRAL SUPPLY	---	.794/ft.	.794/ft.	1.039/ft.	1.751 /ft.	3.646 /ft.
PIPE & SUPPLY	---	.6335/ft.	.6335/ft.	.8370/ft.	1.4160/ft.	2.1240/ft.
CLOW CORP.	---	2.10/ft.	2.08/ft.	2.73/ft.	4.59/ft.	6.91/ft.

13. Received inspection report, from the Water Pollution Control Engineering Department and Completion Affidavit of John Hartman Construction Company. Maintenance Bond in the amount of 25% is required before acceptance of Pine Valley Country Club - 9th Addition ON-SITE Sewer.

Approved.

Ordered acceptance letter written.

14. Received Agreement between Indiana State Highway Commission and City of Fort Wayne approving Federal Aid for Preliminary Engineering on Rudisill from Lafayette to Harrison (M-F 720(1)).

Approved. A true copy is i corporated herein. Ordered copy sent to Street Engineering Departmen

15. Received Agreement between Indiana State Highway Commission and City of Fort Wayne approving Federal Aid for Preliminary Engineering for Hobson Road from U. S. 30 Bypass to S. R. 37 (M-F 072 (1)).

Approved. A true copy is in corporated herein. Ordered copy sent to Street Engineering Departmen

16. Received Agreement between Indiana State Highway Commission and City of Fort Wayne approving Federal Aid for Preliminary Engineering for Intersection of Paulding Road, Hanna Street and Decatur Road in Fort Wayne (M-F 328(1)).

Approved. A true copy is incorporated herein. Ordered copy sent to Street Engineering Department

17. Received quotation from the Purchasing Agent for the proposed purchase of Ribbon Requirements for Office Services Department: (BLANKET ORDER FOR 1978)

DOUBLEDAY BROTHERS & CO. --------- $3,484.44

Through the recommendation of the Purchasing Agent, the on bid (complete) of Doubleday Brothers & Company was accepte under Purchase Order No. B-93 in the estimated amount of $3,484.44.

Ordered sent to the Common Council on Tuesday, November 8, 1977 at 8:00 p.m.

18. Received quotation from the Purchasing Agent for the proposed purchase of Bronze Fittings for 1978 for the Water Maintenance & Service Department: (BLANKET ORDER).

COOPER DISTRIBUTING ____ P.O. #B-9355 --- $ 5,570.00
WATER WORKS SUPPLIES ___ P.O. #B-9354 --- 40,603.50

Through the recommendation of the Purchasing Agent, the bids were accepted as follows: B-9355 - Cooper Distribution Co. in the amount of $5,570.00 and B-9354 - Water Works Supplies in the amount of $40,603.50.

Ordered sent to the Common Council on Tuesday, November 8, 1977 at 8:00 p.m.

). Received Special Sewer Permit for A. D. Delagrance prepared and approved by the Water Pollution Control Engineering Department and 25% of value of work Maintenance Bond to run for one year is to be furnished by contractor when Completion Affidavit is filed - for constructing a storm sewer known as Orchard Woods (Section A) storm sewer. A. D. Delagrange is to perform the work.	Approved and permit issued.
). Received Letter of Understanding from North Eastern Corporation reference City serving area in St. Joseph Township with Sanitary Sewer.	Approved. Ordered copy sent to Water Pollution Control Engineering Department requesting Sewer Extension Agreement.
1. Received Letter of Understanding from North Eastern Corporation reference City installing water main from its current terminus on the North side of Evard Road between Lots 84 and 85 Eldrado Hills to west property line of Concord Hill, Section I on Rothman Road.	Approved. Ordered copy sent to Water Engineering Department requesting Water Contract.
2. Received Time Payment Extension Request for Sanitary Sewer Assessment for Centennial Industrial Park, Section II from Emanco, Inc.	Approved. $3,800 due at time of permit or January 1, 1978 whichever comes first. $3,800 due January 1, 1979. Final $3,800 due January 1, 1980.
23. Received a request from Embassy Theatre (Lorraine Germann) 1105 S. Harrison, for permission to barricade the east curb lane in 1100 block of S. Harrison beside Indiana Hotel on Saturday, November 12, 1977 at 8:30 a.m. till 4:00 p.m. PURPOSE: Placing sanitainer for removal of debris.	Approved and permit issued.
24. Received a request from NIPSCO, 1501 Hale Ave., for permission to barricade three meters each week along Barr Street from Washington to Main Street starting Monday, October 24, 1977 thru Friday, November 11, 1977 at all times. PURPOSE: Replace gas main.	Approved and permit issued.

Meeting adjourned at 11:15 a.m.

Henry P. Wehrenberg

Tracy G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

Wednesday, November 2, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. mar
M. G Scott
Ursula Miller

1. Received Purchase Orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sen o the Department of Finance.

3. Received driveway applications:

Approved and permits issu .

4215 South Anthony ------------ Marathon Oil Co.
717 W. Jefferson -------------- Roberts Development
3102 E. Washington - exit on White St. --R.W. Kain, Inc.

4. Received private sidewalk applications:

Approved and permits issu

1405 N. Anthony --------------- Ned Keener Const.
1643 Hinton Dr. --------------- Ned Keener Const.
2127 Kensington --------------- Ned Keener Const.
516 Putnam -------------------- Ned Keener Const.

5. Received street cut applications:

Approved and permits issue

Anthony, N/Pontiac ----------------City Utilities
Ardmore at Geneva (prkstrp) ------ "
3402 Bowser (alley) ------NIPSCO
Bowser, N/Paulding Rd. ------City Utilities
Broadway & Grace (prkstrp) ------ "
6616 S. Calhoun ------ "
1206 Clark ------ "
1822 College ------Boyd Plumb.
133 E. Dewald ------NIPSCO
929 Emmett ------ "
2912½ Euclid (alley) ------ "
1421 Fletcher ------ "
1429 Fletcher ------ "
2020 Florida ------North Side Plbg.
2622 Fox ------NIPSCO
332 French ------ "
1121 Fulton ------City Utilities
1325 S. Hanna ------NIPSCO
Harrison & Clair ------City Utilities
1615 High ------NIPSCO
6212 Highgate ------ "
4325 Highwood (prkstrp) ------City Utilities
5515 Hoagland ------ "
3014 Holton ------NIPSCO
3101 Inwood ------ "
526 E. Leith ------ "

807 E. Lewis (alley) ------------ NIPSCO
949 Liberty --- "
2520 Lillie (alley) --- "
534 L. Huntington Rd. --- City Utilities
2419 Miner --- NIPSCO
3932 Mound Pass (prkstrp) --- City Utilities
1016 Pape --- NIPSCO
5002 Salem (prkstrp) ---City Utilities
6215 Shell --- NIPSCO
6209 Shell --- "
6135 Shell --- "
1033 Sherman (prkstrp) --- City Utilities
1415 Shoreview Dr. (prkstrp) --- "
4020 E. State (prkstrp) --- "
1238 Swinney --- NIPSCO
Taylor, 100' W/Ardmore --- City Utilities
517 W. Wildwood --- NIPSCO
Wildwood & Hoagland (prkstrp) --- City Utilities

6. RESOLUTION NO. 65-125-6

RESOLVED by the Board of Public Works of the City of Fort Wayne, Indiana, that it is deemed necessary to restore the Old City Hall, 302 E. Berry Street, Fort Wayne, Indiana, all in accordance with the detailed drawings and specifications on file in the Office of the Department of Public Works of said City; and such restoration is now ordered.

The cost of said restoration shall be paid with monies from the Local Public Works Capital Development and Investment Act Grant Number 06-51-26917 and from funds to be furnished by the Allen County Fort Wayne Historical Society.

Approved and adopted. A true copy is incorporated herein.

Advertise, Notice to Contractors on November 7 and 14, 1977.

Receive bids on Wednesday, December 7, 1977 at 9:00 a.m.

Cole-Matott, Architects, are to prepare and sell bid documents.

7. RECEIVE BIDS:

Sidewalk, Curbs and Resurfacing Improvement Resolution No. 5772-1977 for constructing sidewalk and curb to grade on Lincoln Court approximately 250 feet around cul-de-sac. Resurface entire court to Goshen Road:

BROOKS CONST. CO. ----------$12,464.00
CONTINENTAL CONST. CO.------$11,081.50
L. W. DAILEY, INC. ---------$ 8,907.50
WAYNE ASPHALT & CONST. CO.--$13,470.75

Referred to the Street Engineering Department for tabulation and report.

Award contract on Monday, November 7, 1977 at 9:00 a.m.

8. RECEIVE BIDS:

Electrical Installation - Street Department Storage Garage Resolution No. 5782-1977 for improving the inside storage garage with electrical lighting, outlets, and related facilities. Building is located at the Lafayette Street Complex; more particularly, Lots 132, 133 and 134 Lewis Addition:

SCHMIDT ELEC. CO. ------- $7,360.00
SERVELECT, INC. --------- $4,608.00
MOORHEAD ELEC. CO., INC.- $9,448.00

Referred to the Street Engineering Department for tabulation and report.

Award contract on Monday, November 7, 1977 at 9:00 a.m.

9. Received a request from T - G Excavating, Inc. 5544 Huguenard Road, for permission to barricade Harris Road from Sundown Lane to Goshen Road on Wednesday, November 2, 1977 from 8:00 a.m. till 5:00 p.m. PURPOSE: Install Sanitary Sewer.	Approved and permit issued.
10. Received a request from American Legion Post $47 (Harold E. Brubaker) 2710 S. Calhoun Street, for permission to barricade: 1. Calhoun between Masterson and Wallace; 2. East and West Wallace between Harrison and Clinton; 3. Grand Street between Harrison and Calhoun and 4. East and WEst Baker Street between Harrison and Clinton on Thursday, November 10, 1977 from 7:00 p.m. till 8:00 p.m. PURPOSE: Veterans' Day Parade.	Approved and permit issued.
11. Received Sidewalk Improvement Resolution No. 5784-1977, final plans, estimate, specifications and property ownership list, prepared by the Street Engineering Department, for the construction of sidewalk at 2019 Warsaw Street from the south line of first alley south of LaSalle Street, seventy-nine feet south to a width of five feet. WAIVER on the Resolution of Improvement is signed by the property owner.	Approved and adopted. A true cop is incorporated herein. CONFIRMED. Waiver is filed in folder. Advertise, Notice to Contractors, November 10 and 17, 1977. Receive bids on Wednesday, November 23, 1977 at 9:00 a.m. Ordered the Street Engineering Department to prepare bid documents.
12. Received Partial Payment Estimate No. 3 of L. W. Dailey, Inc. in the amount of 1,800.00 (RETAINAGE), prepared by the Street Engineering Department, for Resolution No. 5748-1976 - Northwest Central Neighborhood Area.	Approved and ordered paid by Community Development and Planning
13. Received Partial Payment Estimate No. 8 of Carrington & Associates, Inc. in the amount of $9,324.14 (RETAINAGE), prepared by the Street Engineering Department, for Resolution No. 5723-76 - Oxford Community Association Impact Area.	Approved and ordered paid by Community Development and Planning.
14. Received Partial Payment Estimate No. 1 of Turnbell-Green & Associates, Inc. in the amount of $8,437.50, prepared by the Street Engineering Department, for professional engineering services in connection with preliminary plans for improvement to grade crossings and signal protection at 3 locations (Group 1, Phase I) covered by Agreement dated July 1, 1977.	Approved and ordered paid by MVH Funds.
15. Received Agreement between the City of Fort Wayne and the Indiana State Highway Commission providing for cooperation in the improvement of U.S. 24 (Jefferson Boulevard, Maumee Avenue and Washington Boulevard) and the subsequent conveyance of the road to the City.	Approved. A true copy is incorpor ed herein.

16. Received Resolution No. 65-127-16 as follows:

WHEREAS, William H. Lee, Forest Rans, Angela Garrett, Gerila Hake, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley situated in Fort Wayne, Allen County, Indiana, to-wit:

An east-west alley, extending east from the east right of way of the north-south alley, to its eastern terminus, lying south of Lots #5, 6, 7 and 8 of Freeman's Addition and Lots #9, 10 and 11 of Freeman's Amended Addition.

Approved.

17. Received Agreement for Sewer Extension between K & H Realty Corporation and the City of Fort Wayne, Indiana, for developing the remainder of the "Herman Young" property south of Coliseum Boulevard and west of North Clinton Street.

Approved. A true copy is incorporated herein.
Ordered sent to the Common Council on Tuesday, November 22, 1977 at 8:00 p.m.

18. Pursuant to report from the City Utilities Auditing Department listing unpaid Miscellaneous Accounts Receiveable Write-offs as per list submitted in the total amount of $3,611.68 (WATER - $2,280.43 and SEWER - $1,331.25) in Revenue Accounts.

Approved.

19. Received Waiver of right to have Escrow Funds deposited in interest bearing account in regard to Sewer Resolution No. 290-1977 by Bercot, Inc. for North Maumee River Sanitary Interceptor - DIVISION III.

Approved and filed in folder.

20. Received inspection report from the Water Engineering Department and Completion Affidavit of Worthman Homes, Inc. with Guaranty Bond in the amount of $3,000 signed by Ohio Casualty Insurance Company for Winterset Addition, Section III.

Approved.

Ordered acceptance letter written.

21. Received Partial Payment Estimate No. 1 of Bercot, Inc. in the amount of $84,965.40, prepared by the Water Pollution Control Engineering Department, covering work for the period of September 19, 1977 to October 31, 1977 on Sewer Resolution No. 290-1977 - North Maumee Interceptor, Section III Project C-180839-01 Water Quality Control.

Approved.

Ordered invoice of Bercot, Inc. in the amount of $84,965.40 paid by City Utilities from the Water Pollution Control Utility Construction Fund.

22. Received quotations from the Purchasing Agent for proposed blanket order for 150 fire hydrants (requirements for 1978) for the Water Maintenance & Service Department:

TREATY COMPANY ----------	Est. Total---	$48,336.00*
COOPER DISTRIBUTING CO.--	" ---	$48,600.00
E & H UTILITIES----------	" ---	$50,500.00
AMER. CAST IRON CO.------	" ---	$52,998.00
KENNEDY VALVE -----------	" ---	$55,486.50
CLOW CORP. --------------	" ---	$73,050.00

*Price firm through April 1, 1978 ONLY.

Through the recommendation of the Purchasing Agent the bid of Cooper Distributing Co., Inc. in the estimated total amount of $48,600.00 was accepted under Purchase Order No. B-9364, dated October 31, 1977.

Ordered sent to the Common Council on Tuesday, November 22, 1977 at 8:00 p.m.

23. Received quotations from the Purchasing Agent for the proposed purchase of water meters for 1977 for the Water Maintenance & Service Department: BLANKET PURCHASE.

ROCKWELL INTERNATIONAL METER ----	$147,161.50	P.O. 9375
HERSEY METER PRODUCTS------------	$ 5,904.58	P.O. 9376

Bid of Rockwell Internatio l Meter was accepted under t estimated amount of $147,1 .50 under purchase order #9375 dated October 31, 1977 and bid of Hersey Meter Produc was accepted under the est maged amount of $5,904.58 under Purchase Order #9376 dated October 31, 1977.

Ordered sent to the Common Council on Tuesday, November 22, 1977 at 8:00 p

24. Received quotation from the Purchasing Agent for Blanket Order for 1978 covering requirements for stone, sand, top soil and various aggregates as follows: Total estimated usage for the year of 1978 will be approximately $350,000.00.

C.U. P.O. No.	Civil City P.O. Nos.	Supplier:
*B-9387	**B-4-01465	Paul C. Brudi Stone & Gravel Co.
*B-9388	**B-4-01466	Midwest Aggregates Corp.
*B-9389	**B-4-01467	May Stone & Sand, Inc.

*Items are for Filtration Plant, WPC Plant, Street Lighting, Water Maintenance & Service Dept., and WPC Maintenance Dept.

**Items are for Street Dept, Parking Department and Park Department.

Purchase Orders were accepted for Blanket Or s for 1978 requirements.

Ordered sent to the Comm Council on Tuesday, November 22, 1977 at 8:0 p.m.

25. Received a request from Moellering Construction Co., 3400 Engle Road, for permission to barricade Sandpoint Road at Railroad tracks on Monday, November 7, 1977 thru Friday, November 25, 1977 from 10:00 a.m. and closed at all times.
PURPOSE: Repair tracks.

Approved and permit issued.

26. Received a request from WOWO (Calvin Richards) 203 W. Wayne Street, for permission to barricade sidewalk in front of I & M Building at 100 block of East Berry Street on Monday, December 12, 1977 thru Sunday, December 25, 1977 at all times.
PURPOSE: Placing Penny Pitch receptacle and loud speaker during Holiday Season.

Approved and permit issued.

Meeting adjourned at 11:40 a.m.

Henry P. Wehrenberg
Ethel H. LaMar
May G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

Monday, November 7, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar,
M. G Scott
Anne J. Fox, Protem

Received Minutes of Meetings held on Monday, October 31, 1977 at 9:00 a.m. and Wednesday, November 2, 1977 at 9:00 a.m.

1. Received Purchase Orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3. Received private sidewalk applications:

Approved and permits issued.

3000 Fairfield (both sides - paraplegic ramps --------------------Hagerman Const.
6126 Chicory Dr. ---------------------Albert M. Miller

4. Received driveway applications:

Approved and permits issued.

3310 North Clinton ----------Dailey Asphalt
1707 Clover Lane ------------Ned Keener Const.
6008 Highgate Pl ------------ Benchmark Homes
6026 Highgate --------------- Benchmark Homes
1526 Lofton Way ------------- Star - Homes
1611 Randford Pl. ----------- Burlington Homes
4661 Trier Road ------------- Regional Vocation Cen.

5. Received street cut applications:

Approved and permits issued.

1624 Benham ----------------- NIPSCO
910 E. Berry - "
318 E. Douglas - "
6506 Dumont Dr. - "
1017 Garden - "
6122 and 6124 Goodfellow - "
6002 Highgate Pl - "
6018 Highgate Pl. - "
6021 Highgate Pl. - "
6027 Highgate Pl. - "
6102 Highgate Pl. - "
6223 Highgate Pl - "
6223 Highgate Pl - "
6224 Highgate Pl. - "
6216 Highgate Pl - "
6111 Highgate Pl - "
1718 Howell - "
1317 Hugh (alley) - "
1632 Lofton Way - "
6105 Landover Pl - "
6035 Landover Pl - "
1702 Lofton Way - "
1708 Lofton Way - "

1712 Lofton Way ------------ NIPSCO
1701 Lofton Way - "
1711 Lofton Way - "
1725 Lofton Way - "
1729 Lofton Way - "
Main on Barr - "
432 W. Main - "
3601 McCormick - "
2804 N. Highland - "
208 E. Suttenfield (alley) - "
1201 Third St. - "
821 and 823 Webster - "
5700 Wilkie Dr. - "
Springwood Addition - Schmidt Elec.
426 Eckart St. - NIPSCO

6. Received inspection report and Primary Assessment Roll prepared by the Street Lighing Engineering Department for Street Lighting Resolution No. 120-1976 for an ornamental street lighting system with undergound wiring on Pemberton Drive from Forest to State Street.

Approved and Completion Affidav filed.

Primary Assessment Roll appro

Advertise Notice of Assessmen November 17, 1977 and November 18, 1977.

Hearing on Confirmation of Assessment Roll, Thursday, December 1, 1977 at 3:30 P.m.

Notices to be mailed November 18, 1977.

7. Received inspection report and Primary Assessment Roll prepared by the Street Engineering Department for Sidewalk and Curbs on St. Joe Boulevard from south curb line of Forest Avenue to north curb line of Columbia Avenue - Resolution No. 5745-1977.

Approved and Completion Affida filed.

Primary Assessment Roll approved.

Advertise Notice of Assessment November 17, 1977 and November , 1977.

Hearing on Confirmation of Assessment Roll Thursday, December 1, 1977 at 3:30 p.m.

Notices to be mailed November 18, 1977.

8. AWARD CONTRACT:

Received tabulation and recommendation prepared by the Street Engineering Department for Sidewalk Resolution No. 5772-1977 constructing sidewalk and curb to grade on Lincoln Court approximately 250 feet around cul-de-sac. Resurface entire court to Goshen Road.

Award contract to L. W. Dailey, c. at and for their bid in the amou of $8,907.50. subject to councilmanic approval.

Order contract.

9. AWARD CONTRACT:

Received tabulation and recommendation prepared by the Street Engineering Department for Resolution No. 5782-1977 for improving the Street Department Inside Storage Garage with electrical lighting, outlets and related facilities.

Award contract to Servelect, Inc at and for their bid in the amount of $4,608.00 subject to councilmanic approval.

Order contract.

10. Received plat of Shoaff Park River Estates submitted and approved by the City Plan Commission.

Approved.

11. Received Contract, Guaranty and Liability Bonds of L. W. Dailey, Inc. in the amount of $36,570.50, prepared by the Street Engineering Department, signed by St. Paul Fire & Marine Insurance Company for Resolution No. 5774-1977 for the construction of sidewalk on the north side of Pontiac Street from the east property line of Central Drive to the west property line of Radcliffe Drive.

Approved.

Ordered sent to the Common Council on Tuesday, November 22, 1977 at 8:00 p.m.

12. Received Contract, Guaranty and Liability Bonds of T & F Construction Company, in the amount of $17,256.00 prepared by the Street Lighting Engineering Depatment, signed by Fidelity & Deposit Company of Maryland for Street Lighting Resolution No. 124-77 for installation of street lighting with underground wiring in West Central Phase II.

Approved.

Ordered sent to the Common Council on Tuesday, November 22, 1977 at 8:00 p.m.

13. RESOLUTION NO. 65-131-13

Approved.

WHEREAS, Norbert C. Lerch and Hilda M. Lerch have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following described property and street situated in Fort Wayne, Allen County, Indiana:

Lots 125 thru and including Lots 153 located within Rodenbeck's 7th Addition, in Allen County, Indiana, as recorded in Plat Book 31, Page 16 - 17, in the Office of the Recorder of Allen County, Indiana.

Torrington Drive running from its intersection with Sharon Drive to its intersection with Rodenbeck Drive. Petitioners would show that this section of Torrington Drive lies between separates Lot 125 thru 138, and Lots 139 thru 153 in Rodenbeck's 7th Addition, and borders no other real estate therein.

All public utility easements in, over and upon Lots 125 through and including Lot 153 located in Rodenbeck's 7th Addition, and Addition to the City of Fort Wayne, Indiana.

Any and all easements in, over and upon Torrington DRive running from its intersection with Sharon Drive and its intersection with Rodenbeck Drive.

14. Petition to vacate Alleys: WHEREAS, (the Board of Public Works and) the Fort Wayne City Utilities Federal Credit Union (George A Thayer, President) petition the Fort Wayne City Plan Commission to vacate the following public alleys situated within the City of Fort Wayne, Indiana, described as follows:

Approved.

Ordered sent to City Plan Commission.

The first alley east of Lafayette Street from the north property line of Wallace Street to its northern terminus and the alley between Wallace Street and vacated Virgina Street from the east property line of the first alley east of Lafayette Street to a point 110 feet west of the west property line of Monroe Street except the Clay Street intersection.

15.	Received Street Lighting Resolution No. 127-77, final plans, estimate, specifications and property ownership list prepared by the Street Lighting Engineering Department for lighting Capitol Avenue more specificatlly defined as Capitol Avenue from Werling Drive to Maple Grove Avenue all in accordance with the drawing and specifications.	Approved and adopted. A true copy is incorporated herein. Advertise Notice to Property Owners November 10 and November 17, 1977. Hearing on Confirmation Thursday, December 1, 1977 at 3:30 P.m. Notices to be mailed November 17, 1977.
16.	Received Street Lighting Resolution No. 128-77, final plans, estimate, specifications and property ownership list prepared by the Street Lighting Engineering Department for Anthony Wayne Village Section 7 Addition more specifically defined as Andre Lane from Hessen Cassel to Winston Drive, Winston Drive from Andre Lane to Shaper Drive, Schaper Drive from Winston Drive to Austin Drive, Austin DRive from Schaper DRive to Andre Lane and Marvin Drive from Austin Drive to Andre Lane all in accordance with the drawing and specifications.	Approved and adopted. A true copy is incorporated herein. Advertise Notice to Property Owners, November 10, 1977 and November 17, 1977. Hearing on Confirmation Thursday, December 1, 1977 at 3:30 P.m. Notices to be mailed November 17, 1977.
17.	Received Curb and Sidewalk Resolution No. 5785-1977, final plans, estimate, specifications and property ownership list prepared by the Street Engineering Department for improving the curb and sidewalk on Smith Street from the north property line of Creighton Avenue to the north property line of Green Street.	Approved and adopted. A true copy is incorporated herein. Advertise Notice to Property Owners, November 10 and 17, 1977. Hearing on Confirmation Thursday, December 1, 1977 at 3:30 P.m. Notices to be mailed November 17, 1977.
18.	Received Street Improvement Resolution No. 5786-1977, final plans, estimate and specifications prepared by the Street Engineering Department for improving with concrete pavement adjacent to and fronting property at 2305, 2207 and 2215 Springfield Avenue - 8" concrete pavement and curbs.	Approved and adopted. A true copy is incorporated herein. Advertise Notice to Contractors November 10 and 17, 1977. Receive bids on Wednesday, November 23, 1977 at 9:00 a.m. Order bid documents to be prepared by Street Engineering Department.
19.	Received Curb and Sidewalk Resolution No. 5781-1977, final plans, estimate and specifications prepared by the Street Engineering Department for improving and repair of curbs and sidewalks in an area comprised of Swinney Park Place west from the south property line of Swinney Park Place north to 145 feet south of said south property line; Swinney Park Place north from east property line of Swinney Park Place west to the west property line of Garden Street; Garden Street from south property line of Jones St. to the spl of Jefferson St.: Nelson St. from npl of Jones St. to a point approx. 150 ft. north of said npl; Rockhill St. from a point approx. 100 ft. south of spl of Jones St. to spl of Lavina St.; Union St. from spl of Leykauf St. to spl of Lavina St.; Lavina St. from epl of Rockhill St. to its west end; Jones St. from wpl of Rockhill St. to epl of Garden Street.	Approved and adopted. A true copy is incorporated herein. Advertise Notice to Contractors November 10 and 17, 1977. Receive bids on Wednesday, November 23, 1977 at 9:00 a.m. Order bid documents fom the Street Engineering Department.

20. Received quotations from the Purchasing Agent for the proposed 1978 Asphalt Requirements for the Water Maintenance & Service Department:

Approved.
Ordered sent to the Common Council on Tuesday, November 22, 1977 at 8:00 p.m.

Supplier:	P.O. Numbers	Est. Value
HIPSKIND ASPHALT CORP. ------	B-9383 and B 4-01476	$3,550.00
WAYNE ASPHALT COMPANY -------	B-9392 and B 4-01477	1,800.00
		$5,350.00

21. Received inspection report from the Water Engineering Department and Completion Affidavit from John Dehner, Inc. for Water Contract No. 77-1 - Old Trail Road Water Main Lowering.

Approved.

Ordered acceptance letter written.

22. Received final plans and specifications for the lowering of water main on Tillman - Hessen Cassel Road - Water Contract #77-2 from the Water Engineering Department.

Approved.

Advertise Notice to Contractors November 10 and November 17, 1977.

Receive bids on Wednesday, November 23, 1977 at 9:00 a.m.

Ordered bid documents.

23. Received a request from NIPSCO, 1501 Hale Avenue, for permission to barricade alley between Berry and Wayne from Ewing to Fairfield on Monday, November 7, 1977 thru Friday, November 11, 1977 from 8:00 a.m. till 4:00 p.m. each day.
PURPOSE: Installing new gas lines for Chamber of Commerce.

Approved and permit issued.

24. Received a request from Irmscher & Sons (Larry Meyers) P.O. Box 1078, for permission to barricade the sidewalk in front of Old Rose Marie Hotel location on the Landing beginning Tuesday, November 8, 1977 for two months at all times.
PURPOSE: Excavation for new building.

Approved and permit issued.

25. Received a request from T - G Excavating, Inc., 5544 Huguenard Road, for permission to barricade the Harris Road from Sundown Lane to Goshen Road on Tuesday, November 8, 1977 from 8:00 a.m. till 5:00 p.m.
PURPOSE: Install sotrm sewer.

Approved and permit issued.

26. RESOLUTION NO. 65-133-26:

Approved.

WHEREAS, THE FORT WAYNE PUBLIC LIBRARY, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following described alleys situated in Fort Wayne, Allen County, Indiana, to-wit:

The east and west alley between Wayne and Washington and between Webster and Ewing from the east line of Lots 5 and 8 in Block 28 in Ewing's Addition eastward to its present terminus.

The alley extending wouth from Wayne Street between Webster and Ewing through Lot #473 in Samuel Hanna's Addition, West Park.

27.	Received a petition for the installation of storm drainage in blocks bounded by Calhoun Street and west by Harrison Street from Rudisill Boulevard to Killea Street.	Approved. Ordered Water Pollution Control Engineering Department to investigate and report.
28.	Received a petition for the construction of a sanitary sewer extension on Woodridge Drive from 4605 to 4608.	Approved and ordered Water Pollution Control Engineering Department to investigate and report.
29.	Received a petition for the construction of a sanitary sewer for Kruge Place Addition and Savoie's Subdivision.	Approved. Ordered Water Pollution Control Engineering Department to investigate and report.
30.	Received Street Lighting Resolution No. 129-77, final plans, estimate, specifications and property ownership list, prepared by the Street Lighting Engineering Department, for installation of street lighting on Oakdale Drive from Broadway to Webster Street.	Approved and adopted. A true copy of which Resolution No. 129-77 is incorporated herein. Advertise, Notice to Property Owners, November 10 and November 17, 1977. Hearing on Confirmation Thursday, December 1, 1977 at 3:30 p.m. Mail notices November 17, 1977.

Meeting adjourned at 10:15 a.m.

Henry P. Wehrenberg

Ethel W. LaMar

May O. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Wednesday, November 9, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

Received minutes of meetings held on
Monday, November 7, 1977 at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar,
M. G Scott
Ursula Miller

1. Received Purchase Orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3. Received private sidewalk applications:

Approved and permits issued.

6208 Winslow Pl. --------------Colonial Homes
1617 Lofton Way --------------Colonial Homes
912 Madison -------------------E & L Const.
916 Madison -------------------E & L Const.

4. Received driveway applications:

Approved and permits issued.

6126 Chicory Drive --------- A. M. Miller
3700 Harris Road ----------- Wayne Asphalt Const.
3830 Monument Dr. ---------- Stylemaster Mfg.
331 W. Oakdale Dr. --------- Steven Karriker
717 Old Farm Circle ---------Franck Const.
727 Old Farm Circle ---------Graber & Graber
6227 Shell Drive ------------T.Lebrato, Inc.
6131 Shell Dr. --------------Stylemaster Mfg.

5. Received street cut applications:

Approved and permits issued.

2622 Bowser -------------------NIPSCO
1206 Burgess --- "
1706 S. Calhoun --- "
2802 Castle Dr. --- "
426 Eckart --- "
729 Eckart --- "
1725 Edsall --- "
907 Eliza (alley) --- "
4141 Euclid --- "
1401 Fairfield --- "
5222 Fairfield --- "
1524 Fisher (alley) --- "
338 Hollis Lane --- "
340 Hollis Lane --- "
346 Hollis Lane --- "
348 Hollis Lane --- "
818 Hugh (alley) --- "
5711 Millford Ct. --- "
5707 Millford Ct. --- "
4646 Old Mill Road --- "
7011 Ordway Dr. --- "
611 E. Pettit --- "

On Point West Drive bet. Goshen Rd. & Harris Rd.	--- NIPSCO
243 E. Pontiac	--- "
Intersection of Raymond and Edsall	--- "
814 Spring	--- "
Thurber Ave. from 3421 Thurber extending east to Baer Rd.	--- "
402 E. Washington (alley)	---

6. Received inspection report and Primary Assessment Roll prepared by the Street Lighting Engineering Department for Street Light Resolution No. 119-1976 - Colonial Heritage Addition Area.

Approved and completion affidavit filed.

Primary Assessment Roll approved

Advertise Notice of Assessment November 25 and 26, 1977.

Hearing on Confirmation of Assessnt Roll Thursday, December 8, 1977 at 3:30 p.m.

Notices to be mailed November 23, 1977.

7. RECEIVE BIDS:

Sewer Improvement Resolution No. 294-1977 - Freeman Street - Covington Road Sanitary Sewer:

BERCOT, INC. ------------ $387,348.00

T - G EXCAVATING, INC. -- $583,063.80

Referred to the Water Pollution Control Engineering Department for tabulation and report.

Award contract on Monday, November 21, 1977 at 9:00 a.m.

8. RECEIVE BIDS:

Improvement Resolution No. 65-74-12 for improving the Fort Wayne Humane Shelter, 2225 Dwenger Avenue:

Referred to Martindale, Tourney, Gibson, Inc., Architects, for tabulation and report.

Award contract on Monday, November 21, 1977 at 9:00 a.m.

GENERAL CONSTRUCTION:

	Base Bid:	Alt. G1	Alt. G2	Alt. G3
MOLLBERG CONST. CO.------	$326,000.	$27,500.	$2,475.	$5,000.
PRIMCO, INC. ------------	347,420.	29,392.	4,369.	10,376.
W.A. SHEETS & SONS, INC.-	306,483.	25,988.	3,531.	11,568.
WEIGAND CONST. CO., INC.-	298,100	25,800.	3,200.	11,000.

(continued next page).

ELECTRICAL CONSTRUCTION: (Ft. Wayne Humane Shelter)

	Base Bid:	E-1	E-2	E-3	E-4	E-5
HARDY & SONS -----------	$33,500	$ 884.	$ 100.	$ 120.	$ 280.	$ 175.
HAVEL BROS. INC. -------	27,500	1978	506	182	214	1964.
SCHMIDT ELEC. INC. -----	31,245	2102	210	111	282	4497.
SERVELECT, INC. -------	28,571	2190	363	228	631	3293.
SHAMBAUGH & SON, INC.---	30,930	3093	1091	337	454	6768.

MECHANICAL CONSTRUCTION:

	Base Bid:	P-1 Plbg.	P-2 Piping	P-3 Elim.	H-1	H-2	H-3	H-4
*DVT. INC.	$123,000.	$1148	$661.	$546.	$809.	$3105	NO BID.	No bid
*A. HATTERSLEY & SON	118,500.	1233	450.	1000.	600.	2800	$ 76.- (1-case)	$76. - (1-case)
*REIM PLUMB. & HEATING	111,940	1040	530.	700.	830.	2430	190.	410.
*SHAMBAUGH & SON, INC.	109,556	6739	473.	1198	790.	2453	266.	370.

*None of the contractors submitted bid for H-5 Temp. control, lieu specified ADD or DEDUCT.

9.	Received Sidewalk Improvement Resolution No. 5787-1977, final plans, estimate, specifications and property ownership list, prepared by the Street Engineering Department, for the removal and replacement of sidewalk and curb on Weisser Park Avenue from the south curb line of Creighton Avenue to the north curb line of Pontiac Street.	Approved and adopted. A true copy is incorporated herein. Advertise Notice to Property Owners, November 18 and November 25, 1977. Hearing on Confirmation Thursday, December 8, 1977 at 3:30 p.m.' Notices mailed on November 23, 1977.
10.	Received plat of Oak Grove, Section 1, submitted and approved by the City Plan Commission.	Approved.
11.	Received plat of Bittersweet Moors, Section II submitted and approved by the City Plan Commission.	Approved.
12.	Received Water Contract No. 77-W-1, prepared and approved by the Water Engineering Department. between Fort Wayne Utility and Hagerman Construction Corporation for Water Works Improvements Wash Water Retention Basin.	Approved. Ordered sent to the Common Council on Tuesday, November 22, 1977 at 8:00 p.m.
13.	Received a request from Stearns Moving & Storage (Steve Detrick) 2223 W. Taylor Street, for permission to barricade 75 to 100 feet of the north curb lane of Berry Street in front of the Fort Wayne National Bank Building on Friday, December 16, L977 from 6:00 p.m. to 10:00 p.m. PURPOSE: Moving William C. Roney Co. out of 1010 Ft. Wayne Bank Bldg.	Approved and permits issued.

14. Received Change Order No. 7 of John Dehner, Inc. - Spears-Dehner, Inc. (Joint Bidders), prepared by the Water Pollution Control Engineering Department, in the amount of $15,969.60 covered by Water Plant Expansion - Division III (Sludge Lagoons).	Approved. Ordered sent to the Common Council on Tuesday, November 22, 1977 at 8:00 p.m
15. Received Partial Payment Estimate No. 25 for John Dehner, Inc. - Spears-Dehner, Inc. in the amount of $9,605.92 on Division III (Sludge Lagoons) of Water Quality Control Project for the period of August 11, 1977 to October 31, 1977.	Approved and ordered invoice N 25 of JOhn Dehner, INc. - Spea Dehner, Inc. in the amount of $9,605.92 paid by City Utiliti from the Water Pollution Contr Utility Fund. Also ordered retainage in the amount of $505.58 paid by City Utilities to John Dehner, Inc. Spears - Dehner, Inc. Escrow Account at Lincoln National Bank & Trust Company.
16. Received Partial Payment Estimate No. 2 of John Dehner, Inc. in the amount of $322,271.44 on Sewer Resolution No. 290-1977 - North Maumee Interceptor, Section I - Water Quality Control Project C-180839-01. Estimate is for the period of October 1, 1977 to November 4, 1977.	Approved and ordered invoice No 2 of John Dehner, Inc. in the amount of $322,271.44 paid by City Utilities from the Water Pollution Control Utility Fund. Also ordered retainage in the amount of $35,807.83 paid by City Utilities to John Dehner, Inc. Escrow Account at Lincoln National Bank & Trust Company.
17. Received Partial Payment Estimate No. 2 of John Dehner, Inc. in the amount of $109,603.35 on Sewer Resolution No. 290-1977 - North Maumee Interceptor, Section II - Water Quality Control Project C-180839-01. Estimate is for period October 1, 1977 to October 30, 1977.	Approved and ordered invoice No. 2 of John Dehner, Inc. in the amount of $109,603.35 paid by City Utilities from the Water Pollution Control Utility Fund. Also ordered retainage in the amount of $ 12,178.15 paid by City Utilities to John Dehner, Inc. Escrow Account at Lincoln National Bank & Trust Company from the Water Pollution Control Utility Fund.
18. Received invoice of Business Equipment Company in the amount of $12,209.16 prepared by Grinsfelder-McArdle Assoc., Inc. for stacking chairs for the New Senior Citizen Center, West Main Street.	Approved. Ordered paid from Revenue Sharing Encumbered Fund.
19. Received request from American Legion Post #47, 2710 S. Calhoun, for permission to hold a parade on Thursday, November 10, 1977 from 7:30 p.m. to 9:00 p.m. Route to be traveled: Divisions forming at Calhoun between Masterson and Wallace; East and West Wallace between Harrison and Clinton; Grand Street between Harrison and Calhoun; East and West Baker Street between Harrison and Clinton. Starting at Calhoun and Wallace Streets and terminating at Calhoun at Superior Street. PURPOSE: Veterans Day Celebration.	Approved and permit issued.

2. Received quotations from the Purchasing Agent for Blanket Purchases for the Three Rivers Filtration Plant: Quantities are for 1978. Estimated total is $907,287.40.

For Pebble Lime for 1978
B-9427 - Marblehead Lime Company
B-9428 Mississippi Lime Company

For Soda Ash for 1978
B-9429 BASF Wyandotte Corporation

For Activated Carbon for 1978
B-9430 ICI American, Inc.

For Ferric Sulfate for 1978
B-9431 Cities Service Company

For Sodium Chlorite for 1978
B-9432 Calvert Chemical Company

For Anhydrous Ammonia for 1978
Ulrich Chemical, Inc. B-9433

For Sodium Silicofluoride for 1978
Ulrich Chemical Company B-9434

For Potassium Permanganate for 1978
Ulrich Chemical Company B-9435

For Liquid Chlorine for 1978

B-9436 Ulrich Chemical Company

Approved.

Ordered sent to the Common Council on Tuesday, November 22, 1977 at 8:00 p.m.

2. Received Water Contract No. 7713 prepared and approved by the Water Engineering Department, between the Fort Wayne Water Utility and North Eastern Enterprises, Inc. for Newfield Drive, Bentley Court, Wickham Drive and Roxboro Court, all in Newfield, Section I.

Approved.

Ordered sent to Water Engineer for handling.

2. Received Agreement, dated November 3, 1977, between Indiana State Highway Commission and the City of Fort Wayne providing for cooperation in the improvement of U. S. 24 and the subsequent conveyance of the road to the City. (Jefferson Boulevard, Maumee Avenue and Washington Boulevard). (SEE 65-126-15 - duplicate entry).

Approved and on file in the Board of Public Works.

A true copy is incorporated herein, under 65-126-15.

3. Received Agreement between Amos D. Delagrange and the Board of Public Works of the City of Fort Wayne, Indiana, dated November 9, 1977, concerning Orchard Woods, Section "A", re: retention basins.

Approved and on file in the Board of Public Works.

A true copy is incorporated herein.

Meeting adjourned at 11:20 a.m.

Henry P. Wehrenberg

Ethel W. LaMar

BOARD OF PUBLIC WORKS

ATTEST:
Ursula Miller
Secretary and Clerk

Thursday, November 10, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lama
Ursula Miller

1. HEARING ON CONFIRMATION OF ASSESSMENT ROLL:

Sidewalk Improvement Resolution No. 5765-1977 for improving the sidewalks fronting Lot #19, Rumsey's Subdivision - more commonly known as 1926 Third Street.

The Board determined the benefits as indicated.

Ordered the Street Engineerin Department to prepare the Final Assessment Roll.

2. HEARING ON CONFIRMATION OF ASSESSMENT ROLL:

Sidewalk Improvement Resolution No. 5766-1977 for improving sidewalks fronting Lots #191, 192 and 193 - Block 19 North Highlands Addition, Plat "A". (1647 and 1655 Cherokee Road).

The Board determined the benefits as indicated.

Ordered the Street Engineering Department to prepare the Final Assessment Roll.

Meeting adjourned at 3:47 p.m.

Henry P. Wehrenberg
Ethel H. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

Monday, November 14, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHREHBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, E.H. Lamar Ursula Miller
Received minutes of meetings held on Wednesday, November 9, 1977 at 9 a.m. and Thursday, November 10, 1977 at 3:30 p.m.	
1 Received Purchase Orders from the Purchasing Agent of City Utilities.	Approved.
2 Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3 Received private sidewalk application:	Approved and permit issued.

1310 Woodbine Pl. ------------ Herman Booker

4 Received street cut applications:	Approved and permits issued.

On Baker / 1500 S. Calhoun	---	NIPSCO
6015 Goodfellow	---	"
7025 Peartree	---	"
7003 Peartree	---	"
2718 Prairie Grove	---	"
2716 Prairie Grove	---	"
1608 Randford Pl.	---	"
1611 Randford Pl.	---	"
1617 Randford Pl.	---	"
1719 Romane	---	"
3310 Shoaff Pk. River Dr.	---	"
3304 Shoaff Pk. River Dr.	---	"
3303 Shoaff Pk. River Dr.	---	"
3311 Shoaff Pk. River Dr.	---	"
3319 Shoaff Pk. River Dr.	---	"
1515 Shoreview Dr.	---	"
1525 Shoreview Dr.	---	"
724 Snowfall Rd.	---	"
1447 Summit (prkstrp)	---	RG Home Imp.
4200 N. Clinton	---	Leininger Excav.
Winchester Rd /705 Snowfall Rd.	---	NIPSCO
1614 Woodside	---	"
4803 Ridge Lane (prkstrp)	---	"

Received Special Street Permit for Charleston Place, prepared and approved by the Street Engineering Department. Permit issued to John Dehner, Inc.	Approved and permit issued.
Received Special Street Permit for Independence Drive, prepared and approved by the Street Engineering Department. Permit issued to John Dehner, Inc.	Approved and permit issued.

7.	Received Water Contract No. 7720, prepared by the Water Engineering Department, between the City of Fort Wayne Water Utility and North Eastern Enterprises, Inc. for Sunderland Drive, Hinsdale Lane and Westford Court, all in Concord Hill Addition, Section I.	Approved. Ordered sent to the Water Engineer for handling.
8.	Received a request from Southgate Plaza Merchants Association, % John Anderson, 2118 Inwood Drive, for permission to hold a parade on Friday, November 25, 1977 from 9:00 a.m. till 10:00 a.m. Starting at Baker Street at R. R. Station and terminating at Southgate Plaza. PURPOSE: Santa Claus Arrives at Southgate.	Approved and permit issued.
9.	Received a request from Project Headstart (Rose Frytag) 1041 Schick Street, for permission to barricade the following streets: 1. Masterson from Harrison to Clinton. 2. Wallace from Clinton to Calhoun. 3. Melita from Harrison to Calhoun. 4. Baker from Harrison to Calhoun. on Saturday, May 20, 1977 from 12:30 p.m. till 1:30 p.m. PURPOSE: Headstart parade.	Approved and permit issued.
10.	Received a request from Project Headstart, 1041 Schick Street, for permission to hold a parade on Saturday, May 20, 1978 with approximately 1,000 persons, 40 - 50 horses and 10 - 150 vehicles. Starting time 1:00 p.m. and ending at approximately 2:30 p.m. Starting at Calhoun at Masterson and terminating at City-County Building. PURPOSE: Promotion of project Headstart.	Approved and permit issued.
11.	Received invoice from Allen County Highway Department requesting payment of $2,266.78 for 59% participation by City per agreement for ACR-4-71, St. Joe Road Project (SR#37 to Evard Road). Butler Fairman and Seufert, Inc., Engineers, performed preliminary engineering in accordance with contract dated July 28, 1970 and amended September 11, 1974.	Approved. Ordered check issued to Treasurer of Allen County. Payment is to be made from the Indiana Local Road & Street Fund.
12.	Received plans, specifications and bid documents for Sewer Resolution No. 295-1977 - Glenwood Park Lift Station, prepared by the Water Pollution Control Engineering Department.	Approved. Advertise Notice to Contractors, November 25 and December 2, 1977. Bids will be received on Wednesday, December 7, 1977 at 9:00 a.m.

13	Received Modified Agreement from Turnbell, Green & Associates reducing cost to City from $10,730.53 as per June 27, 1977 agreement for Washington Center Road Lift Station Elimination - Phase I to lump sum of $9,000.00 for original engineering and alternate route engineering. (SEE entry 64-321-27)	Approved. A true copy is incorporated herein. Copy filed in original entry: 64-321-27.
14	Received Water Contract No. 7717, prepared by the Water Engineering Department, between the City of Fort Wayne Water Utility and A. D. Delagrange Construction, Inc. for Peartree Lane, Springbrook Rd., and Applewood Road. all in Orchard Woods, Section A.	Approved and permit issued. Ordered sent to the Water Engineer for handling. Board Order No. 146-77.
15	Received Water Contract 7721, prepared by the Water Engineering Department, between North Eastern Enterprises, Inc. and the Fort Wayne Water Utility for Londonderry Lane, Chamsford Drive, Rockingham Drive, Sullivan Court, Windham Court, Saxton Run and Rockcroft Court, all in Hillsboro Addition, Section I.	Approved. Ordered sent to the Common Council on Tuesday, November 22, 1977 at 8:00 p.m.
16	Received Sidewalk Improvement Resolution No. 5737-1976, ADDENDUM "A", final plans, estimate, specifications and property ownership list, prepared by the Street Engineering Department for partially removing and replacing sidewalk on the west side of Beaver Avenue from the north property line of Kinnaird Avenue to the south property line of Packard Avenue to a width of five feet, and, whereas a portion of the work constructed on the original Resolution No. 5737-76 was faulty and in need of reconstruction; and whereas, the sidewalks on the side streets (Kinnaird and Packard) abutting project on both sides were inadvertently omitted from original Resolution No. 5737-76. NOW, therefore, the Board of Public Works deems it necessary to adopt this Resolution No. 5737-76 ADDENDUM "A" providing for the necessary construction of sidewalks along the south side of Kinnaird from Beaver Avenue west 150 feet, and on the north side of Packard from Beaver Avenue west 150 feet.	Approved. A true copy is incorporated herein. Advertise, Notice to Property Owners November 18 and 25, 1977. Hearing on Confirmation Thursday, December 8, 1977 at 3:30 p.m. Notices to be mailed November 23, 1977.
1	Received Street Lighting Resolution No. 126-77, final plans, estimate and specifications, prepared by the Street Lighting Engineering Department, for the installation of street lighting in the East Central Neighborhood Impact Area, more specifically identified as Summit Street from Ohio Street to Chute Street, Chute Street from Lewis Street to Jefferson Boulevard, Division Street from Lewis Street to Jefferson Boulevard, Oak Street from Ohio Street to Division Street and Madision Street from Division Street to Harmar Street. (CITY PAID).	Approved. A true copy is incorporated herein. Advertise, Notice to Contractors, November 18 and 25, 1977. Receive bids on Wednesday, November 30, 1977 at 9:00 a.m. Ordered the Street Lighting Engineer to prepare bid documents.

18.	Received Invoice No. 3 of Hipskind Asphalt Corporation, in the amount of $68,044.36, prepared by the Street Engineering Department for Resolution No. 5755-77 for resurfacing Buell Drive, Pettit Avenue and Rudisill.	Approved and ordered paid from 1977 Resurfacing Program
19.	Received Change Order #1 of T & F Construction Corporation, in the amount of $183.80, prepared by the Street Lighting Engineering Department covered by Street Light Resolution No. 122-77 - Northcrest Woods Addition.	Approved. Ordered sent to the Common Council on Tuesday, November 22, 1977 at 8:00 p.m.
20.	Received a request from House of Pines (Mike Taylor) 3426 L. Huntington Road, for permission to barricade downtown area on Monday, November 14, 1977 thru Sunday, November 20, 1977 from 7:00 p.m. till 3:00 a.m. PURPOSE: Putting up Xmas decorations.	Approved and permit issued.
21.	Received Invoice #15 of Grinsfelder-McArdle Associates, Inc., in the total amount of $206.26 (Furnishings: $69.40, Interior Signage: $35.70 and Plaza & Landscaping: $101.16) for architectural services rendered from October 1, 1977 through October 31, 1977 for the Senior Citizen Center, West Main Street.	Approved and ordered paid from Account 34-409-200 encumber P.O. 00079.
22.	Received Invoice of John Dehner, Inc., in the amount $2,721.77, prepared by Street Engineering Department, for Sidewalk Resolution No. 5753-1977 Runnion Avenue. Invoice No. 2.	Approved and ordered paid by Community Development & Planning.
23.	Received Partial Payment Estimate No. 4 of Hipskind Asphalt Corporation, in the amount of $14,773.55, prepared and approved by the Street Engineering Department for Sewer Resolution No. 287-1976 for Monarch Park Drain.	Approved and ordered paid by Account #34-430-001.
24.	Received Invoice of John Dehner, Inc. in the amount of $13,950.00, prepared by the Street Engineering Department, for Resolution No. 5773-1977 for the Street Department Salt Bins in the Lafayette Complex.	Approved and ordered paid by Account No. 45-661-771.
25.	Received Invoice of Office Interiors, in the amount of $452.27, prepared by Grinsfelder - McArdle, Architects, covering furnishings for the Senior Citizen Center, West Main Street.	Approved and ordered paid from account #34-409-200, Purchase Order No. 00028.

Meeting adjourned at 11:00 a.m.

Henry P. Wehrenberg

May G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

Wednesday, November 16, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LaMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, M. G Scott Ursula Miller
Received Minutes of Meeting held on Monday, November 14, 1977 at 9:00 a.m.	
Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
Received private sidewalk applications: 1631 Ranford Place --------Robt. Cowan Bldr. 3802 New Haven Avenue -----E & L, Inc. 119 W. Columbia -----------Irmscher & Sons 6034 Landover Place -------Mishler Builders 1606 Benham Drive ---------Michler Builders	Approved and ordered permits issued.
Received street cut applications: 2900 N. Anthony -----------Hipskind Asphalt 4530 Bluffton Road --------NIPSCO 1223 Burgess -------------- " Covington & 5316 S. Bend -- " 1408 Eckart --------------- " 511 Elmer ----------------- " 4908 Hoagland Ave. -------- " 5320 Industrial Road ------ " 4206 Avondale ------------- " (Emergency)	Approved and permits issued.
Received driveway applications: 3224 Shoaff Pk. River Dr. -Crown Builders 3218 Stepping Stone Lane --Crown Builders 3212 Stepping Stone Lane --Crown Builders	Approved and permits issued.

6. RECEIVE BIDS:

Street Improvement Resolution No. 5778-1977 for improving Stratton Road from the east property line of Coldwater Road to a point 284 feet east thereof with streets, curbs, storm sewers, sidewalks and street lighting:

HIPSKIND ASPHALT CORP. --------- $41,852.50
L. W. DAILEY, INC. ------------- $36,799.60
JOHN DEHNER, INC. -------------- $32,628.47

Referred to the Street Engineering Department for tabulation and report.

Award contract on Monday, November 21, 1977 at 9:00 a.m.

7. Received Curb Improvement Resolution No. 5788-1977, final plans, estimate, specifications and property ownership list, prepared by the Street Engineering Department, for constructing curb on the south side of Lake Avenue from the west curb line of Anthony Boulevard to a point 188 ft. west thereof southwest corner wingwalk with paraplegic ramps included. (City to pay for ramps).

Approved. A true copy is incorporated herein and appears in Minutes.

Advertise Notice to Property Owners November 25 and December 2, 1977.

Hearing on Confirmation Thursday December 15, 1977 at 3:30 p.m.

Notices to be mailed on December 2, 1977.

8. Received Sidewalk Resolution No. 5789-77, final plans, estimate, specifications and property ownership list, prepared by the Street Engineering Department, for construction of sidewalk along South Calhoun Street, West Crown Lane, South Harrision Street, and WEst Concord Lane, more specifically identified as the south 27 feet of Lot #1, Lot #22, Lot #21, Lot #13, Lot #34, Lot #39, Lot #41, Lot #48 except south 5 feet, Lot #47 and the west 5 feet of Lot #46, Lot #14, Lot #38, Lot #40, all in Lincolnshire Addition Section A, Lot #82, and Lot #81 in Lincolnshire Addition Section B. Said sidewalk shall be constructed to a width of 5 feet with 4" depth 4000 PSI concrete.

Approved. A true copy is incorporated herein and appears in Minutes.

Advertise Notice to Property Owners November 25 and December 2, 1977.

Hearing on Confirmation Thursday, December 15, 1977 at 3:30 p.m.

Notices to be mailed on December 2, 1977.

9. Received quotations from the Purchasing Agent for the proposed purchase of Electric Lamps under Blanket Purchase Order for 1978 requirements:

CENTRAL SUPPLY CO.
ALL PAHSE ELEC. CO.
GRAYBAR ELEC. CO.
NATIONAL MILL SUPPLY CO.
GENERAL ELECTRIC CUPPLY CO.

Through the recommendation of the Purchasing Agen the bids of Central Supply Company, Inc. was accepted under Purchase Orders B-4-01351 and B-9337 (total estima amount $31,000).

Ordered sent to the Common Council on Tuesday, December 13, 1977 at 8:00 p.m.

10. Received invoice of Carrington & Associates, Inc. in the amount of $2,633.35 prepared by the Street Engineering Department for invitational bid for State Boulevard and Forest Valley and Mathias Street. (pavement removal and replacement and wingwalks).

Approved. Ordered paid from Purchase Order No. o4246.

11. Received invoice of Carrington & Associates, Inc. in the amount of $1,939.45 prepared by the Street Engineering Department for invitational bid for corner wingwalks on North Highlands and Cherokee and alley returns at the rear of 1315 Schilling.

Approved. Ordered paid from Purchase Order No. 04247.

12.	Received invoice of Wayne Asphalt and Const. Co., Inc. in the amount of $139,286.62, prepared by the Street Engineering Department, for work performed on Wells Street under Resolution No. 5760-1977. This is invoice No. 3.	Approved and ordered paid from account AR & S #60.
13.	Received Invoice No. 2 of Sears, Roebuck and Company, in the amount of $1,541.05, prepared by Grinsfelder-McArdle Associates, Inc., for carpeting and installation for the Senior Citizen Center, West Main Street.	Approved and ordered paid from Revenue Sharing Account encumbered.
14.	Received invoice from Fairlane Drilling and Testing Company in the amount of $3,404.00 for services rendered in connection with Soil Testing Borings at the site proposed Water Works Improvements - Three Rivers Filtration Plant as directed by McNamee, Porter and Seeley.	Approved and ordered paid by City Utilities under purchase order 9219.
15.	Received Change Order #3 of John Dehner, Inc. in the decreased amount of $3,338.85, prepared by the Street Engineering Department, for Resolution No. 5746-1976 for Barr Street improvement.	Approved.
16.	Pursuant to report from the City Utilities Auditing Department listing unpaid Miscellaneous Accounts Receiveable Write-offs as per list submitted in the total amount of $4,380.12 (Water --- $2,801.98 and Sewer --- $1,578.14).	Approved.
17.	Received Invoice No. 25 of John Dehner, Inc. - Spears-Dehner, Inc. (Joint Bidders) in the amount of $37,724.38 for the period of August 11, 1977 to October 31, 1977 for Water Quality Control Project - Division II - Terminal Ponds Federal Project No. C-180538-01.	Approved and ordered invoice No. 25 of John Dehner, Inc. - Spears-Dehner, Inc. in the amount of $37,724.38 paid by City Utilities from the Water Pollution Control Utility Fund. Also, ordered retainage in the amount of $1985.50 paid by City Utilities to John Dehner, Inc. - Spears-Dehner, Inc. Escrow Account at Lincoln National Bank & Trust Company.
18.	Received invoice NO. 25 of H.N.T.B. - Henry B. Steeg & Assoc., Div. in the amount of $531.12 for engineering services provided for Division II - Water Pollution Control Project - Terminal Ponds. C-180538-01.	Approved and ordered City Utilities to pay invoice from Water Pollution Control Utility Fund.
19.	Received invoice No. 32 of H.N.T.B. - Henry B. Steeg & Assoc., Div. in the amount of $2,282.42 for engineering services provided for Division I - Water Quality Control Project. C-180538-01.	Approved and ordered City Utilities to pay invoice from Water Pollution Control Utility Fund.

20.	Received Invoice No. 32 of Hagerman-Shambaugh, (Joint Bidders), in the amount of $162,115.88 for the period from September 30, 1977 to October 28, 1977 for Water Pollution Control Plant Additions of Water Quality Control Project - Division I.	Approved and ordered invoice 32 of Hagerman-Shambaugh in t amount of $162,115.88 paid by City Utilities from the Water Pollution Control Utility Fun Also, ordered retainage in the amount of $8,532.42 paid by Ci Utilities to Hagerman-Shambaug Escrow Account at Lincoln Nati al Bank & Trust Company.
21.	Received a request from Acme Demolition, 1702 Simons, for permission to barricade the alley behind 1418 Broadway and parking lane in front on Wednesday, November 16, 1977 thru Thursday, November 17, 1977 from 10:00 a.m. till 3:00 p.m. PURPOSE: Demolish building.	Approved and permit issued.
22.	Received a request from NIPSCO, 1501 Hale Avenue, for permission to barricade the west entrance of alley running west off Barr between Main and Berry on Thursday, November 17, 1977 through Wednesday, November 23, 1977 from 8:00 a.m. thru 4:00 p.m. PURPOSE: Installing 6" gas main.	Approved and permit issued.

23. RESOLUTION NO. 65-148-23

RESOLUTION CONCURRING IN THE FUTURE CONVEYANCE TO LOCAL CONTROL OF PORTIONS OF: S.R. 37 from Maumee Avenue north to U.S. 30 (commonly known as Bypass).

WHEREAS, existing state statutes provide that the line of actual location of a State Highway may deviate from the location of the public highway as actually traveled at suc time such public highway was designated as a State Highway as may be deemed expedient b the State Highway Commission, in order to shorten distance, eliminate steep grades or sharp turns, widen narrow portions, or otherwise promote public convenience and safety; nd

WHEREAS, the Indiana State Highway Commission proposes to reconstruct the above noted segment of an existing State Highway and certain portions of the new facility may be on new location removed from the present roadway. In such event, the State Highway Commiss n may designate that those portions of the existing roadway shall no longer be considered as a State Highway, and the same shall be conveyed to local jurisdiction; and

WHEREAS, the Indiana State Highway Commission, as an established policy and practice will place such portions of roadway, which are to be conveyed to local control, in a reasonable state of maintenance compatible with anticipated usage as determined by the State Highway Commission; now

THEREFORE, the City of Fort Wayne
does hereby agree to accept the conveyance of portions of the existing roadway within the geographical limits of our jurisdiction into our maintained system of streets or roads upon completion of the construction of the new state highway facility, and notification of formal conveyance of the Indiana State Highway Commission.

APPROVED and copy incorporated herein.

Meeting adjourned at 10:45 a.m.

Henry P. Wehrenberg
Ethel W. LaMar
May G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

Thursday, November 17, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, M. G Scott
Ursula Miller

1. HEARING ON CONFIRMATION OF ASSESSMENT ROLL:

Sewer Easement Resolution No. 153-1977 for the condemnation of a permanent and temporary sewer easement for the purposes to construct, operate, control and maintain a sewer line along and across a portion of the southeast quarter of the southwest quarter, Section 9, Township 30 North, Range 12 East, the south half of the southeast quarter, Section 16, Township 30 North, Range 12 East, the west half of the northeast quarter, Section 16, Towhnsip 30 North, Range 12 East, bounded on the north by the south right-of-way line of Ontario Street and its westerly extension, bounded on the west by a line 200 ± LF west of and parallel to the west right-of-way line of Freeman Street, bounded on the south by a line 200 ± LF south of and parallel to the centerline of Nuttman Avenue, bounded on the east by west right of way line of Norfolk and Western Railroad. (SEWER NO. 294-77).

CONFIRMED.

Ordered sent to the Department of Finance.

2. HEARING ON CONFIRMATION OF ASSESSMENT ROLL:

Sewer Easement Resolution No. 154-1977 for the condemnation of a Permanent and Temporary Easement for the purposes to construct a sewer line along and across a portion of the northwest quarter Section 29, Township 31 North, Range 13 East of the 2nd P.M., bounded on the west by Captiva Drive; bounded on the south by Trier Road, bounded on the north by a line 100 feet north of and parallel to the centerline of Dewberry Drive; bounded on the east by a line 280 feet west of and parallel to the center line of Wyandotte Drive. (SEWER NO. 295-77).

CONFIRMED with consideration of remonstrance filed.

Ordered sent to the Department of Finance.

Meeting adjourned at 4:00 p.m.

Henry P. Wehrenberg

Ethel H. LaMar

May G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Monday, November 21, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar,
M. G Scott
Ursula Miller

Received Minutes of Meetings held on Wednesday, November 16, 1977 at 9 a.m. and Thursday, November 17, 1977 at 3:30 p.m.

1. Received purchase orders from the Purchasing Agent of City Utilities. — Approved.

2. Received payment vouchers from the Auditor of City Utilities. — Approved and ordered sent to the Department of Finance.

3. Received sidewalk applications: — Approved and permits issued.

2409 Hillock Ct. -------------- Delagrange Homes, Inc.
2417 Hillock Ct. -------------- Delagrange Homes, Inc.
6916 Ordway Dr. --------------- Delagrange HOmes, Inc.

4. Received street cut applications: — Approved and permits issued.

2710 Busche Dr.-------------------- NIPSCO
2623 Busche Dr. --- "
2615 Busche Dr. --- "
6016 Calico Ct. --- "
6008 Calico Ct. --- "
Chicory DR./3311 Bunchberry Ct. --- "
3310 N. Clinton --- "
730 W. Creighton --- "
3318 Daisy Ct. --- "
1324 Eliza --- "
5422 - 5418 Fernwood ---Eickhoff Excav.
5430 Fernwood --- "
5426 Fernwood --- "
5418 Fernwood ---NIPSCO
5422 Fernwood --- "
5426 Fernwood --- "
5430 Fernwood --- "
2412 Forest Park (alley) --- "
W. Foster Parkway E/o Old Mill Road
in the 1100, 1200 and 1300
blocks of Rudisill --- "
6114 Goodfellow Dr. --- "
6122 Goodfellow Dr. --- "
1300 Harmar --- "
1330 Hugh (alley) --- "
3319 Inwood Dr. --- "
2212 Inwood Dr. --- "
2528 Knoll Wood Ct. --- "
2521 Knoll Wood Ct. --- "
2421 Knoll Wood Ct. --- "
Knoll Wood Ct. and Busche Dr.
s/o E. State Blvd. --- "
6003 Landover Pl. --- "
1008 Madison --- "
3409 New Haven --- "

1927 Papermill Crossing	-----------	NIPSCO
1923 Papermill Crossing	---	"
Pine beside 720 Taylor at intersection of Pine and Locust	---	"
215 E. Pontiac	---	"
6227 Shell	---	"
1505 Shoreview Dr.	---	"
3025 Weisser Park	---	"
4410 Werling Drive	---	"
536 E. Woodland	---	"
4717 S. Barr	---	"
2720 Central Dr. (alley)	---	"
4626 Spatz (alley)	---	"

Received driveway applications:

Approved and permits issued.

1606 Benham Dr. -------------	Mishler Bldr.
1901 Lakeview Dr. -----------	Craft Lab.
6034 Landover Pl. -----------	Mishler Bldrs.
1631 Ranford Pl. ------------	Robt. Cowan
725 Snowfall Rd. ------------	Worthman Homes
4227 N. Clinton -------------	Gene Kunberger
6230 E. State St. -----------	Marathon Oil Co.

Received tabulation and recommendation prepared by the Street Engineering Department for Improvement Resolution No. 5778-1977 - Stratton Road.

AWARD contract to John Dehner, Inc. at and for their bid in the amount of $32,628.47 subject to councilmanic approval. Ordered Street Engineer to prepare contract and necessary documents.

Received tabulation and recommendation prepared by the Water Pollution Control Engineering Department for Sewer Resolution No. 294-1977 - Freeman - Covington Road.

AWARD contract to Bercot, Inc. at and for their bid in the amount of $387,348.00 subject to councilmanic approval. Ordered WPC Engineering Dept. to prepare contract and necessary documents.

Received tabulation and recommendation prepared by Martindale, Tourney, Gibson, Inc., Architects, for Resolution No. 65-74-12 - Fort Wayne Humane Shelter at 2225 Dwenger Avenue.

AWARD contract to Weigand Construction Company at and for their bid in the amount of $255,548.00 subject to councilmanic approval. (GENERAL CONSTRUCTION).

AWARD contract to Havel Electric Co. at and for their bid in the amount of $25,588.00 subject to councilmanic approval. (ELECTRICAL CONSTRUCTION).

AWARD contract to Shambaugh & Son at and for their bid in the amount of $95,118.00 subject to councilmanic approval.(MECHANICAL CONSTRUCTION).

Ordered Martindale, Tourney, Gibson, Inc., Architects, to prepare contracts and necessary documents.

Received a petition for the installation of a sanitary sewer on Parker Drive.

Approved.

Ordered the Water Pollution Control Engineering Department to investigate and report.

Board Order 244-77 issued.

10.	Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of Fleming Excavating, Inc. with Guaranty Bone in the amount of $23,625.00 signed by The American Insurance Company for Calvary Temple Church Sanitary Sewer.	Approved. Ordered acceptance letter written.
11.	Received request from Street Engineer, approved by the City Engineer, that beginning November 14, 1977, Public Utility cuts in good condition brick streets must be repaired with brick.	Approved. Notified City Utilities General Superintendent.
12.	Received Special Sewer Permit for Michael W. Thomas, prepared and approved by the Water Pollution Control Engineering Department and Performance Bond in the amount of $20,057.50 of John Hartman Construction Company to construct Villas of the Market Place OFFSITE Sanitary Sewer.	Approved and Special Sewer Permit issued. Board Order No. 243-77.
13.	Received quotation from the Purchasing Agent for the proposed purchase of one 4-door Sedan for the Three Rivers Filtration Plant: HEFNER CHEVROLET, INC. ------- $4,640.56	Through the recommendation of the Purchasing Agent the bid o Hefner Chevrolet, Inc. was accepte under Purchase Order No. 9445 in the amount of $4,640.56. Ordered sent to the Common Council on Tuesday, December 13, 1977 at 8:00 p.m.
14.	Received invoice of Office Interiors, Inc. in the amount of $1,445.40, prepared by Grinsfelder-McArdle Associates, for furnishings for the Senior Citizen Center, West Main Street.	Approved and ordered paid from Account 34-409-200 encumbered, P.O. 00028.
15.	Received Special Sewer Permit for St. Vincent Catholic Church, prepared and approved by the Water Pollution Control Engineering Department, and Performance Bond in the amount of $5,000 of John Dehner, Inc. to construct a sanitary sewer known as St. Vincent Sanitary Sewer Extension.	Approved and Special Sewer Permit issued. Board Order No. 240-77.
16.	Received Special Sewer Permit for John Hartman Construction Company, prepared and approved by the Water Pollution Control Engineering Department, and Maintenance Bond to be furnished at time Contractor files his completion affidavit for sanitary sewer known as Fallen Timbers, Section "B".	Approved and Special Sewer Permit issued. Board Order No. 241-77.
17.	Received Special Sewer Permit for North Eastern Construction Company, prepared and approved by the Water Pollution Control Engineering Department, and Maintenance Bond to be furnished at time contractor files his completion affidavit for sanitary sewer known as Maplecrest Road Offsite - Hillsboro Section I.	Approved and Special Sewer Permit issued. Board Order No. 213-77.

1. Received Special Sewer Permit for AMFED Service Corp., prepared and approved by the Water Pollution Control Engineering Department, and Maintenance Bond to be furnished at time contractor files his completion affidavit for sanitary and storm sewer known as Papermill Bluffs, Section II.	Approved and Special Sewer Permit issued. Board Order No. 245-77.
1. Received a request from Embassy Theatre, 1105 S. Harrison, for permission to barricade the east curb lane in 1100 block of S. Harrison beside Indiana Hotel on Saturday, December 3, 1977 thru Monday, December 5, 1977 from 6:00 a.m. thru 4:00 a.m. PURPOSE: Placing dumpster to remove debris from Hotel.	Approved and permit issued.
2. Received contract, Guarantee and Performance Bonds in the amount of $255,548.00 prepared by Martindale, Tourney, Gibson, Inc., Architects, signed by Federal Insurance Company for Contract No. 65-74-12 for Weigand Construction Co., Inc. for general construction work to the Fort Wayne Humane Shelter.	Approved. Ordered sent to the Common Council on Tuesday, December 13, 1977 at 8:00 p.m.
2. Received contract, Guarantee and Performance Bonds in the amount of $25,588.00 prepared by Martindale, Tourney, Gibson, Inc., Architects, signed by American Insurance Company for Contract No. 65-74-12 for Havel Brothers, Inc. for electrical construction work to the Fort Wayne Humane Shelter.	Approved. Ordered sent to the Common Council on Tuesday, December 13, 1977 at 8:00 p.m.
2. Received contract, Guarantee and Performance Bonds in the amount of $95,118.00 prepared by Martindale, Tourney, Gibson, Inc., Architects, signed by The American Insurance Company for Contract 65-74-12 for Shambaugh & Son, Inc. for mechanical construction work to the Fort Wayne Humane Shelter.	Approved. Ordered sent to the Common Council on Tuesday, December 13, 1977 at 8:00 p.m.
3. Received contract, Guarantee and Performance Bonds in the amount of $387,348.00 prepared by the Water Pollution Control Engineer, signed by The Cincinnati Insurance Company for Contract No. 06-51-26281 - Sanitary Sewer Resolution No. 294-77 - Freeman Street - Covington Road Sanitary Sewer. Bercot, Inc. is contractor.	Approved. Ordered sent to the Common Council on Tuesday, December 13, 1977 at 8:00 p.m.

Meeting adjourned at 11:00 a.m.

Henry P. Wehrenberg

Ethel W. LaMar

Mary A. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Wednesday, November 23, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, E. H. Lar M. G. Scott Ursula Miller
1. Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2. Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent the Department of Finance.
3. Received Final Assessment Roll, prepared by the Street Engineering Department, for Sidewalk Resolution No. 5765-1977 for improving the sidewalk - fronting lot #19, Rumsey's Subdivision - more commonly known as 1926 West Third Street.	CONFIRMED. Ordered taken to the Department of Finance.
4. Received Final Assessment Roll, prepared by the Street Engineering Department, for Sidewalk Resolution No. 5766-1977 for improving the sidewalks fronting Lots #191, 192 and 193 - Block 19 North Highlands Addition, Plat "A".	CONFIRMED. Ordered taken to the Department of Finance.
5. RECEIVE BIDS: Water Contract No. 77-2 for furnishing of all materials, labor, equipment, tools power, transportation, miscellaneous equipment, etc., necessary to lower 2550 ± ft. of 16" water main on Tillman Road and on Hessen Cassel Road and also for the lowering of 100 ± ft. of 8" water main on Autumn View, and for the construction of 140 ± ft. of 6" water main on Bauer Drive, in accordance with the specifications and Drawing No. Y-10512, sheets 1 - 7, prepared by the Water Engineering Department. (CITY PAID).	Referred to the Water Engine for tabulation and report. Award contract on Monday, November 28, 1977 at 9 a.m.

BERCOT, INC. -------------	$176,528.50
NOBIS CONST. CO. ---------	$ 89,710.00
T - G EXCAVATING, INC.----	$ 79,932.00

RECEIVE BIDS:

Curb and Sidewalk Resolution No. 5781-1977 for improving and repairing curbs and sidewalks in Swinney Park Place area (West Central - Phase II):

BROOKS CONST. CO. ------------	$31,115.00
CONTINENTAL CONSTRUCTION CO.--	27,312.60
L. W. DAILEY, INC. -----------	29,931.40
RIETH-RILEY CONST. CO. -------	30,619.11

Referred to the Street Engineer for tabulation and report.

Award contract on Wednesday, November 30, 1977 at 9:00 a.m.

RECEIVE BIDS:

Sidewalk Improvement Resolution No. 5784-1977 for constructing sidewalk at 2019 Warsaw Street from the south line of first alley south of Lasalle Street, seventy-nine feet south:

BROOKS CONST. CO. ---------	$ 1,419.50
CONTINENTAL CONST. CO. ----	946.64

Referred to the Street Engineer for tabulation and report.

Award contract on Wednesday, November 30, 1977 at 9:00 a.m.

RECEIVE BIDS:

Street Improvement Resolution No. 5786-1977 for installing concrete pavement adjacent to and fronting property - 2305, 2207 and 2215 Springfield Avenue, including curbing. (CITY PAID).

BROOKS CONST. CO. ----------	$ 6,865.00
CONTINENTAL CONST. CO. ------	6,791.00
L. W. DAILEY, INC. ----------	6,585.00
RIETH - RILEY CONST. CO. ----	6,729.65

Referred to the Street Engineer for tabulation and report.

Award contract on Wednesday, November 30, 1977 at 9:00 a.m.

Received a request from Norfolk Western Railroad Company, P.O. Box 1215, for permission to barricade Nuttman Avenue at the railroad crossing from Monday, November 21, 1977 to Wednesday, November 23, 1977 from 8:00 a.m. to 8:00 a.m.
PURPOSE: Repair tracks.

Approved and permit issued.

Received Improvement Resolution No. 5791-77 final plans, estimate and specifications, prepared by the Street Engineering Department for the following:

RESOLVED BY THE BOARD OF PUBLIC WORKS of the City of Fort Wayne, Indiana, that it is deemed necessary to improve by resurfacing and restoring pavement, curbing, driveway approaches, and corner wingwalks as designated on the following streets to be known as:

Approved and adopted. A true copy is incorporated herein.

Advertise Notice to Contractors December 2 and December 9, 1977.

Receive bids on Wednesday, December 14, 1977 at 9:00 a.m.

Ordered the Street Engineering Department to prepare bid documents.

1. Curdes Avenue - from the west curb line of Crescent Avenue to the east pavement line of Kentucky Avenue.
2. Fifth Street - from the west curb line of Wells Street to the east curb line of Barthold Street.
3. Barr Street - from the south porperty line of Douglas Avenue to the south curb line of Washington Boulevard.
4. Weisser Park - from the north curb line of Pontiac Street to the south curb line of Buchanan Street.
5. Putnam Street - from the west curb line of Jessie Avenue to the east curb line of Poinsette Drive.
6. St. Joe Road - acceleration lane on east side between State School Drive and Canterbury Green Entrance.

with Hot Asphalt Base (as per design mix formula)
with Hot Asphalt Binder "
with Hot Asphalt top surface "

All in accordance with the specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered. (City Paid.)

11.	Received Warranty Deed from Cities Service Oil Company to City Utilities of the City of Fort Wayne, State of Indiana for Lots 214 and 215 and S. 20 feet of Lot 213 in Lewis Add. to City of Fort Wayne, Allen County, Indiana, for purchase price of $18,250.00.	Accepted. A true copy is incorporated herein. To be recorded.
12.	Received partial payment Estimate No. 4 of Siebold-Price Tree & Landscape Co., Inc. in the amount of $6,422.40, prepared and approved by Grinsfelder-McArdle, Inc. for Senior Citizen Center Landscaping.	Approved and ordered paid by Redevelopment Commission.
13.	Received Change Order No. 1 of Bercot, Inc. in the amount of $6,728.18, prepared and approved by Water Engineering Department for Project No. 76-XP-5.	Approved. Ordered sent to the Common Council on Tuesday, December 13, 1977 at 8:00 p.
14.	Received Invoice No. 3 of Wayne Asphalt and Construction Company, Inc. in the amount of $475.00, prepared and approved by the Street Engineering Department, covering work on Resolution No. 5718-76 Resurfacing in Second Councilmanic District.	Approved and ordered paid fro Revenue Sharing - encumbered funds #34-423-200, P.O. 00001
15.	Received Invoice No. 2 of Wayne Asphalt and Construction Company, Inc. in the amount of $844.68, prepared and approved by the Street Engineering Department, covering work on Resolution No. 5751-76 Barr Street from Superior to 1277' North.	Approved and ordered paid fro Account #34-423-200, P.O. 00035.

1. Received Invoice No. 2 of John Dehner, Inc. in the amount of $9,886.80, prepared by the Street Engineering Department, covering work under Resoluton No. 5762-77 - Bluffton Road-Old Trail Road Intersection.

Approved and ordered paid from A.R. & S Account #52.

1. Received invoices as follows on Street Lighting Resolution No. 121-77 - Nebraska Phase II, prepared and approved by the Street Lighting Engineering Department: Total amount of invoices: $33,705.12.

Materials (City Utilities)	-	$16,953.19
Labor (Schmidt Elec. Co.)	-	13,659.58
Labor City Forces (City Utilities)	-	475.80
Engr. & Inspection (City Utilites)	-	2,576.85
Advertiseing Cost (Bd. of Wks.)	-	40.00
		$33,705.12.

Approved and ordered paid by Community Development and Planning.

1. Received invoice of Carrington and Associates, in the amount of $2,556.50, prepared and approved by the Street Engineering Department, covering work awarded on Invitational Bid for Lake Avenue Pavement Replacement - Intersection of Laverne, portion of alley between Kenwood and Glenwood and curb removal and replacement at 2516 Barnhart.

Approved and ordered paid with Purchase Order No. 04271.

1. Received Alley Improvement Resolution No. 5790-1977, final plans, estimate, specifications and property ownership list, prepared by the Street Engineering Department, for improving the alley between Florida Drive and Alabama Avenue from the north property line of Forest Avenue to the south property line of State Boulevard.

Approved and adopted. A true copy of which Resolution No. 5790-1977 is incorporated by reference herein and appears in Minutes herein, under Resolution No. 5790-1977.

Advertise, Notice to Property Owners, December 9, 1977 and December 16, 1977.

Hearing on Confirmation, Thursday, January 5, 1978 at 3:30 p.m.

Notices to be mailed on December 16, 1977.

). Received invoice No. 2 of Continental Construction Company, Inc., in the amount of $600.91, prepared and approved by the Street Engineering Department, covered by Resolution No. 5694-1975 - Weisser Park Sidewalk and Curb between Buchanan and Creighton Avenue.

Approved and ordered paid from Purchase Order #34472.

21.	Received inspection report, from the Water Pollution Control Engineering Department, and Completion Affidavit of Gordon Landscape with Guaranty Bond in the amount of Certified Check in the amount of $4,000, for Whitmore - Brooklyn Sanitary Sewer.	Approved. Ordered acceptance letter writte
22.	Received a request from Moellering Construction Company, 3400 Engle Road, for permission to barricade 2700 block Covington Road by railroad tracks on Monday and Tuesday, November 28 and 29, 1977 from 8:00 a.m. till 5:00 p.m. each day. PURPOSE: Install underground culvert pipe.	Approved and permit issued.
23.	Received Invoice of Harding, Dahm & Company, Realtors, in the amount of $1095.00, for the purchase of Cities Service Property located at the northeast corner of Masterson Avenue and Lafayette Street.	Approved. Ordered City Utilities to pay invoice.

Meeting adjourned at 10:55 a.m.

Henry P. Wehrenberg

Edward H. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Monday, November 28, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar,
M. G Scott
Ursula Miller

Received Minutes of Meetings held on Monday, November 21, 1977 at 9 a.m. and Wednesday, November 23, 1977 at 9 a.m.

. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

. Received private sidewalk applications:

Approved and permits issued.

6408 Dumont Dr. ----------------	Witmer Homes of Auburn
3225 Pavillion -----------------	A. D. Delagrange Const.
3310 Rosebay Ct. ---------------	A. D. Delagrange Const.
300 S. Wayne Ave. --------------	Zumbrum Const.

. Received street cut applications:

Approved and permits issued.

2519 Bosworth Dr.	- NIPSCO
6411 Dumont	- "
6315 Durango Dr.	- "
So. side Gretna from Bueter Rd. 340 ft. west	- "
1512 Hayden	- "
1612 Howell	- "
1414 Nuttman (alley)	- Custom Sewer Service
Papermill Crossing 75 ft. east of Milford Ct.	NIPSCO - "
1621 Randford Dr.	- "
Reckeweg Rd. beside 4911 Illinois Rd.	- "
3839 Sherman	- "
1st. alley No. of State bet. Leroy & Woddward	- City Utilities
1105 Swinney	- NIPSCO
Trier Rd. - 2000 ft. East of Hobson Rd.	- Phil Boller, WPC Engr.
2919 Wane Lane	- NIPSCO
2936 Winter	- Mac Sewer Serv.
826 Ewing (alley)	- NIPSCO
1509 Winter (prkstrp).	- "

5. AWARD CONTRACT:

Water Main Lowering on Tillman Road - Hessen Cassel Road, Contract 77-2.

Award contract to T - G Excavating, Inc. at and for their bid in the amount of $79,932.00 subject to councilmanic approval.

Ordered the Water Engineer to prepare contract and necessary documents.

6.	Received a petition for installation of curbing on Rudisill Boulevard from Calhoun to Clinton Streets.	Approved. Ordered the Street Engineering Department to investigate and report. Board Order No. 248-77.
7.	Received invoice from City Controller (Barrett Law Department) in the amount of $169.85 covering balance of City cost on Resolution No. 5765-77 - 1926 Third Street.	Approved and ordered paid from Account 34-431-001.
8.	Received invoice from City Controller (Barrett Law Department) in the amount of $338.25 covering balance of City cost on Resolution No. 5766-77 - 1647 and 1655 Cherokee Road.	Approved and orderedpaid from Account 34-431-001.
9.	Received request for emergency repair of manhole in alley north of State Street between Leroy and Lynn from the Water Pollution Control Engineer. Invitational bid was received from Bercot, Inc. in the amount of $4,950.00.	Approved. Ordered City Utilities to issue Purchase Order to Bercot, Inc. in the amount of $4,950.00. Payment is to be made from the Water Pollution Control Utility Funds.
10.	Received Change Order No. 1 of Nobis Construction Company, Inc. in the amount of $2,180.00 covering Contract No. 77-XP-1 - Getz Road Connecting Feeder Main, prepared by the Water Engineering Department.	Approved. Ordered sent to the Common Council on Tuesday, December 13, 197 at 8:00 p.m.
11.	Received Change Order No. 1 of Nobis Construction Company, Inc. in the decreased amount of $2,159.60 covering Contract No. 76-XP-3 - Paramount - Washington Center Road Feeder Main, prepared by the Water Engineering Department.	Approved.
12.	Received inspection report, from the Water Pollution Control Engineering Department, and Completion Affidavit of Roberts Development Corporation with Guaranty Bond in the amount of $5,000 signed by Ohio Farmers Insurance Company for Columbia Avenue Sanitary Sewer.	Approved. Ordered acceptance letter written.
13.	Received Invoice No. 2 (FINAL) of Nobis Construction Company, Inc. in the amount of $22,822.10, prepared by the Water Pollution Control Engineering Department, covered by Sewer Resolution No. 292-77 - Getz Road Sanitary Sewer.	Approved. Ordered City Utilities to pay invoice from the Water Pollution Contr Utility Funds.

Meeting adjourned at 10:55 A.M.

Henry P. Wehrenberg

Ethel H. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Wednesday, November 30, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar
Ursula Miller

Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

Received private sidewalk application:

2411 Knollridge Dr. -------------------Delagrange Homes

Approved and permit issued.

Received driveway applications:

6008 Calico Court ------------ A. D. Delagrange
6016 Calico Ct. -------------- "
6028 Calico Ct. -------------- "
6109 Chicory Dr.-------------- "
1702 Lofton Way -------------- Lewis Delagrange
1707 Lofton Way -------------- A. D. Delagrange
3311 Shoaff Park River Dr. --- A. D. Delagrange
3319 Shoaff Pk. River Dr. ---- A. D. Delagrange

Approved and permits issued.

The following homeowners in Springwood Addition accept their driveway approaches and their sidewalks through the drives as satisfactory even though a City Inspection was not made and in some cases may not comply with City specifications:

1023,1024, 1028, 1029, 1032, 1036, 1104, 1105, 1110, 1111, 1116, 1117, 1122, 1125, 1130, 1204, 1205, 1210, 1211, 1216, 1217, 1222, 1228, 1229, 1304 and 1306 Applewood Road -------------A. D. Delagrange Const.

1203, 1204, 1207, 1208, 1211, 1212, 1215, 1216, 1219, 1222, 1223, 1227 and 1231 Limewood Court-------- --------------------------------A. D. Delagrange Const.

Approved and permits issued.

AWARD CONTRACT:

Received tabulation and recommendation prepared by the Street Engineering Department for Curb and Sidewalk Resolution No. 5781-77 - Swinney Park Place area - West Central - Phase II.

Award contract to Continental Construction Company at and for their bid in the amount of $27,312.60 subject to councilmanic approval.

Ordered Street Engineering Department to prepare contract and necessary documents.

7. Received tabulation and recommendation prepared by the Street Engineering Department for Sidewalk Resolution No. 5784-1977 - 2019 Warsaw Street.

Award contract to Continent Construction Company at and for their bid in the amount of $946.64.

Ordered Street Engineering Department to prepare contract and necessary documents.

8. Received tabulation and recommendation prepared by the Street Engineering Department for Street Improvement Resolution No. 5786-77 - 2305, 2207 and 2215 Springfield Avenue.

Award contract to L. W. Dailey, Inc. at and for their bid in the amount of $6,585.00 subject to councilmanic approval.

Ordered treet Engineering Department to prepare contra and necessary documents.

9. RECEIVE BIDS:

Street Lighting Improvement Resolution No. 126-77 for lighting the East Central Neighborhood Impact Area, more specifically identified as Summit Street from Ohio Street to Chute Street, Chute Street from Lewis Street to Jefferson Boulevard, Division Street from Lewis Street to Jefferson Boulevard, Oak Street from Ohio Street to Division Street and Madison Street from Division Street to Harmar Street.

N. G. GILBERT CORP.	-------	$17,900.00
SCHMIDT ELEC. CO.	-------	$14,947.80
T & F CONST. CO.	-------	$14,207.80

Referred to the Street Lighti Engineering Department for tabulation and report.

Award contract on Monday, December 5, 1977 at 9:00 a.m.

10. RECEIVE BIDS:

Street Lighting Improvement Resolution No. 125-77 for lighting and traffic signals in the Central Business District (C.B.D.) area more specifically identified as area bounded on the south by the Penn Central Railroad, the north by Superior Street, the east by Lafayette Street and the west by Ewing Street.

Referred to the Street Lighting Engineering Department for tabulation and report.

Award contract on Monday, December 12, 1977 at 9:00 a.m.

	Sub-total	Alt. Deduct #1	Alt. Deduct #2	
JAMES H. DREW CORP.-------	$1,993.876.12	$20,000.00	$16,000.00	$2,029,876.12
Alt. #1: $99,000; #2: $8,800; #3: $13,673; #4: $12,364; #5: $135,10				
SCHMIDT ELEC. CO.* -------	$1,360,351.20	$30,000.00	$ 8,000.00	($1,398,351.20) $1,322,351.20
Alt. #1: $84,000; #2: $26,400; #3: $12,430; #4: $8,800; #5: $100,10				
*No Clean Air Act Compliance Certificate.				
T & F CONST. COMPANY -----	$1,177,467.44	$29,600	$12,300	$1,219,367.44
Alt. #1: $186,000; #2 $31,680; #3: $11,413; #4: $5,104; #5: $92,400.				

11. Received plat of Tamera Place submitted and approved by the City Plan Commission.

Approved.

1. Received Sewer Improvement Resolution No. 300-1977, final plans, estimate, specifications prepared by the Water Pollution Control Engineering Department for Washington Center Road Lift Station Elimination, Phase I (CITY PAID) - ALTERNATE.	Approved and adopted. A true copy of which Resolution No. 300-1977 is incorporated by reference herein. Advertise, Notice to Contractors, December 9 and December 16, 1977. Receive bids on Wednesday, December 21, 1977 at 9:00 a.m. Ordered the Water Pollution Control Engineering Department to prepare bid documents.
3. Received Invoice No. 4 of Continental Construction Company, Inc., in the amount of $32,773.34, prepared and approved by the Street Engineering Department for Resolution No. 5731-76 Hanna - Creighton Area.	Approved and ordered paid by Community Development and Planning.
4. Received Invoice No. 5 of Dailey Asphalt Products Company, in the amount of $1,999.88 prepared and approved by the Street Engineering Department for Resolution No. 5719-76 - Resurfacing Taylor and Superior Streets.	Approved and ordered paid from Encumbered Funds 34-423-200, Purchase Order #00002.
5. Received a petition for the installation of a sanitary sewer on 2134 W. Ludwig Road from W. Ludwig Road from Beedle Road to Penn Central Railroad.	Approved. Ordered Water Pollution Control Engineering Department to investigate and report. Board Order No. 255-77.
6. Received a petition for the installation of a sanitary sewer on 1100 and 1200 block of Seddlemeyer Avenue.	Approved. Ordered Water Pollution Control Engineering Department to investigate and report. Board Order No. 256-77.
7. Received preliminary plans, estimate and recommendation prepared by the Street Engineering Department for Sidewalks on Spy Run Avenue adjacent to Old Fort.	Ordered the Street Engineering Department to prepare final plans, specifications, estimate and resolution. Also, prepare bid documents.
8. Received a request from Norfolk & Western R. R., P.O. Box 1215, for permission to barricade Anthony at railroad tracks between Wayne Trace and Hayden Street on Wednesday thru Friday, November 30 thru December 2, 1977 from 8:00 a.m. thru 5:00 p.m.	Approved and permit issued.

Meeting adjourned at 10:45 a.m.

Henry P. Wehrenberg

Ethel W. LaMar

Ray G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula W. Miller

Secretary and Clerk

Thursday, December 1, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar,
M. G Scott
Ursula Miller

1. HEARING ON CONFIRMATION:

Curb and Sidewalk Improvement Resolution No. 5785-1977 for improving the curb and sidewalk on Smith Street from the north property line of Creighton Avenue to the north property line of Green Street.

RESCIND ALL ACTION.

2. HEARING ON CONFIRMATION:

Street Lighting Improvement Resolution No. 129-1977 for installation of street lighting on Oakdale Drive from Broadway to Webster Street.

Continued to Thursday, December 15, 1977 at 3:30 p.m.

Time up to receive remonstrance Monday, December 12, 1977 at 5:00 p.m.

REMONSTRANCE RECEIVED.

3. HEARING ON CONFIRMATION:

Street Lighting Improvement Resolution No. 127-1977 for the installation of street lighting on Capitol Avenue from Werling Drive to Maple Grove Avenue.

Continued to Thursday, December 15, 1977 at 3:30 p.m.

Time up to receive remonstrance Monday, December 12, 1977 at 5:00 p.m.

REMONSTRANCE RECEIVED.

4. HEARING ON CONFIRMATION:

Street Lighting Improvement Resolution No. 128-1977 for the installation of street lighting to light Anthony Wayne Village, Section 7 Addition, more specifically defined as Andre Lane from Hessen Cassel to Winston Drive, Winston Drive from Andre Lane to Schaper Drive, Schaper Drive from Winston Drive to Austin Drive, Austin Drive from Schaper Drive to Andre Lane and Marvin Drive from Austin Drive to Andre Lane.

Continued to Thursday, December 15, 1977 at 3:30 p.m.

Time up to receive remonstrance Monday, December 12, 1977 at 5:00 p.m.

5. HEARING ON CONFIRMATION:

Alley Improvement Resolution No. 5783-77 for improving the alley between Baker and Brackenridge - Fairfield to Ewing.

RESCIND ALL ACTION.

5. HEARING ON CONFIRMATION OF ASSESSMENT ROLL:

Street Lighting Improvement Resolution No. 120-1976 for the installation of street lighting on Pemberton DRive from Forest to State, Randalia Drive from Forest to State and Forest Avenue from Randalia to Pemberton.

CONFIRMED.

Ordered sent to the Department of Finance.

7. HEARING ON CONFIRMATION OF ASSESSMENT ROLL:

Sidewalk and Curb Resolution No. 5745-1976 or partial removal and replacement of sidewalks and curbs on St. Joseph Boulevard from south curb line of Forest Avenue to the north curb line of Columbia Avenue.

CONFIRMED.

Ordered sent to the Department of Finance.

Meeting adjourned at 5:10 p.m.

Henry P. Wehrenberg

Ethel V. LaMar

May G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Monday, December 5, 1977

Department of Public Works
Office of the Board
Room 900, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

E. H. Lamar, M. G Scott
Ursula Miller

Received Minutes of Meetings held on Monday, November 28, 1977 at 9 a.m.; Wednesday, November 30, 1977 at 9 a.m. and Thursday, December 1, 1977 at 3:30 p.m.

1. Received purchase orders from the Purchasing Agent to City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3. Received private sidewalk application:

6226 Highgate Pl. ----------- Witmer Homes of Auburn

Approved and permit issued.

4. Received driveway applications:

6010 Waycross Dr. ----------- Graber & Graber
3310 Rosebay Ct. ------------ A. D. Delagrange
3225 Pavilion Ct. ----------- A. D. Delagrange
6916 Ordway Dr. ------------- Delagrange Homes
1621 Lofton Way --------------Gordon Liechty
2417 Hillock Rd. -------------Delagrange Homes
2409 Hillock Rd. -------------Delagrange Homes
W. side of Eastbrook Dr. N/Grove----I & M Elec.

Approved and permits issued.

5. Received street cut applications:

626 Archer ----------------- NIPSCO
4206 Avondale --- "
4017 S. Barr (sdw.) --- "
1116 W. Berry (alley) --- "
1210 Breck --- "
1134 Broadway --- "
2720 Central (alley) --- "
416 Dalman --- "
801 W. Dewald --- "
1124 Eliza --- "
826 Ewing (alley) --- "
1014 Hamilton (alley) --- "
3020 McDonald --- "
4803 Ridgelane --- "
Creighton beside 2241 Smith- "
4626 Spatz (alley) --- "
2619 White Oak --- "
1509 Winter --- "
4825 Avondale (alley) --- "
Hanna & Pontiac --- "
217 McKinnie (alley) --- "

Approved and permits issued.

Barr, Lafayette & Baxter	-----------	NIPSCO
520 E. Brackenridge (alley)	---	"
2428 Broadway	---	"
Clay / 504 E. Wallace	---	"
3304 Clermont	---	"
Donnell behind 814 W. Coliseum	---	"
1350 Fay	---	"
5927 Fernwood	---	"
Freeman - Covington	---	"
Harmar / 910 E. Berry	---	"
914 Herman	---	"
1018 Liberty (alley)	---	"
917 Lillian	---	"
2010 Louisdale	---	"
3727 Old Maumee	---	"
929 Parkview	---	"
350 W. Pontiac	---	"
McCormick / 2309 Shadybrook	---	"
3432 Reynolds	---	"
1530 E. Wayne	---	"
Hanover beside 1501 E. Wayne	---	"
4404 Werling	---	"

AWARD CONTRACT: Received tabulation and recommendation prepared by the Street Lighting Engineering Department for Street Light Resolution No. 126-1977 for East Central - Phase II more specifically identified as Summit Street from Ohio Street to Chute Street, Chute Street from Lewis Street to Jefferson Boulevard, Division Street from Lewis Street to Jefferson Boulevard, Oak Street from Ohio Street to Division Street and Madison Street from Division to Harmar Street.	AWARD contract to T & F Construction Corporation at and for their bid in the amount of $14,207.80 subject to councilmanic approval. Ordered the Street Lighting Engineering Department to prepare contract and necessary documents.
7. Received Agreement between City of Fort Wayne and City Utilities Engineering Technical Services providing for City to pay City Utilities for all Technical Services.	Approved. A true copy is incorporated herein. Copy sent to City Utilities Superintendent.
8. Received Invoice No. 3 of L. W. Dailey, Inc. in the amount of $7,557.45 prepared by the Street Engineering Department for Resolution No. 5745-76 Curb and Sidewalk St. Joe Blvd. - Lake Ave. to Forest Avenue. (FINAL)	Approved and ordered paid from Encumbered funds #34-423-200, Purchase Order No. 00031.
9. Received Special Sewer Permit for St. Vincent Catholic Church, prepared by the Water Pollution Control Engineering Department and Performance Bond of John Dehner, Inc. to construct a sanitary sewer known as St. Vincent Wallen Road - Old Auburn Road Sanitary Sewer.	Approved and Special Sewer Permit issued. VOID this entry. Duplicate of 65-152-15.
0. Received Agreement between the City of Fort Wayne and Allen County Board of Commissioners concerning City-County Participation Percentage for Ardmore-Engle Road Intersection. Agreement is dated November 30, 1977.	Approved. A true copy is incorporated herein.

11.	Received Special Sewer Permit for John Dehner, Inc. prepared and approved by the Water Pollution Control Engineering Department and Performance Bond in 25% of $41,849.25 will be submitted when sewer is accepted by City. Sanitary sewer will be known as Centennial Industrial Park, II.	Approved and permit issued.
12.	Received invoice from City Controller (Barrett Law Department) in the amount of $2,762.48 covering balance of City Cost on Street Light Resolution No. 120-76 - St. Judes area - Pemberton.	Approved and ordered paid from Encumbered Account No. 10-660-265 - P.O. 00006.
13.	Received quotation from the Purchasing Agent for the proposed purchase of 25 Luminaire for the City Street Lighting Department: GENERAL ELECTRIC COMPANY ------------ $5,750.00	Through the recommendation of the Purchasing Agent the bid of General Electric Company was accepted under Purchase Order No. 9488, dated November 30, 1977, in the amount of 5,750.00. Ordered sent to the Common Council on Tuesday, December 13, 1977 at 8:00 p.m.
14.	Received quotation from the Purchasing Agent for the proposed purchase of one (1) 1976 Model R-487-P Single Axle Dump Truck etc. for Street Department: DEEDS EQUIPMENT CO. ------------- $32,465.00 INTERNATIONAL HARVESTER COMPANY --$37,723.75	The bid of Deeds Equipment Company was accepted under Purchase Order No. 4-01881, dated December 2, 1977 in the amount of $32,465.00. Ordered sent to the Common Council on Tuesday, December 13, 1977 at 8:00 p.m.
15.	Received the following quotations from the Purchasing Agent for the proposed purchase of two (2) Compact Station Wagons (1978) for the Water Maintenance & Service Department: HOOSIER FORD, INC. - $7,252.72 POINSATTE MOTORS - 7,803.26 ALLEN COUNTY MOTORS - 7,855.00 HEFNER CHEVROLET - 8,442.44	The bid of Hoosier Ford, Inc. in the amount of $7,252.72 was accepted under Purchase Order No. 9426, dated November 21, 1977. Ordered sent to the Common Council on Tuesday, December 13, 1977 at 8:00 p.m.
16.	Received the following quotation from the Purchasing Agent for the proposed purchase of 20 35 ft. Alum. Poles painted Bronze for the City Street Lighting Department: PREFERRED PRODUCTS ---------- $8,326.40	Through the recommendation of the Purchasing Agent the bid of Preferred Products was accepted under Purchase Order No. 9487, dated November 30, 1977, in the amount of $8,326.40. Ordered sent to the Common Council on Tuesday, December 13, 1977 at 8:00 p.m.

7. Received a request from Martin, Inc. (Pete Smith) P.O. Box 522, for permission to barricade Fulton Street (east side) from Main to railroad tracks on Friday, December 2, 1977 from 7:30 a.m. till 12:00 Noon. PURPOSE: Putting boom on crane for work at hospital.	Approved and permit issued.
8. Received a request from Davis Wrecking Company, 1240½ Fairfield, for permission to barricade sidewalk in front of 747 E. Wayne and on Francis Street side on Friday, December 2, 1977 thru Wednesday, December 7, 1977 from 8:00 a.m. thru 6:00 p.m. on 12/7/77. PURPOSE: Demolition of Building.	Approved and permit issued.
9. Received a request from NIPSCO, 1501 Hale Avenue, for permission to barricade the east bound curb lane on State Street and north bound lane on Parnell 100 feet west and south of intersection of State and Parnell on Tuesday, December 6, 1977 from 9:00 a.m. till 3:00 p.m. PURPOSE: Clamping bells.	Approved and permit issued.
0. Received quotations from the Purchasing Agent for the proposed purchase of 39 poles and 39 Luminaires for the Street Lighting Department: PREFERRED PRODUCTS --------- 39 poles ----- $4,048.20 GENERAL ELECTRIC CO. ------- 39 Luminaires- $5,070.00	The bid of Preferred Products was accepted under Purchase Order No. 9503 in the amount of $4,048.20. The bid of General Electric Company was accepted under Purchase Order No. 9504 in the amount of $5,070.00. Ordered sent to the Common Council on Tuesday, December 13, 1977 at 8:00 a.m.
1. Received Contract, Guaranty and Liability Bonds of Continental Construction Co., Inc. in the amount of $115,121.00 prepared by the Street Engineering Department for Resolution No. 5775-77 for improveing the curb and sidewalk on Summit Street from east property line of Cedar Street to the east property line of Division Street (both sides), Division Street from the north property line of Lewis Street to the north property line of Oak Street (both sides), and Harmar Street from the north property line of Lewis Street to the south property line of Madision Street (both sides). The area shall be known as East Central Impact Area, Phase II.	Approved. Ordered sent to the Common Council on Tuesday, December 13, 1977 at 8:00 p.m.

Meeting adjourned at 10:45 a.m.

Henry P. Wehrenberg

Ewald W. LaMar

Inez G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Wednesday, December 7, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

E. H. LAMAR, M. G SCOTT
Ursula Miller

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3. Received driveway applications:

Approved and permits issued.

6408 Dumont Dr. -------------- Witmer Homes of Auburn
6201 Highgate Pl. ------------ Lewis Delagrange
6226 Highgate Pl. ------------ Witmer Homes of Auburn
2411 Knollridge Dr. ---------- Delagrange Homes
1405 Shoreview Dr. ----------- Elbrecht - Roussell
3000 S. Wayne Ave. ----------- Zumbrum Const.

4. RECEIVE BIDS:

Sanitary Sewer Improvement Resolution No. 295-1977 - Glenwood Park Lift Station Elimination Sanitary Sewer:

BERCOT, INC. --- $87,466.25
L. W. DAILEY, INC. --- 83,565.00
JOHN DEHNER, INC, --- 95,079.00
HIPSKIND ASPHALT CORP.--- 92,555.00
NOBIS CONST. CO. --- 59,783.00
T - G EXCAV. --- 84,606.55

Referred to the Water Pollution Control Engineering Department for tabulation and report.

Award contract on Monday, December 12, 1977 at 9:00 a.m.

5. RECEIVE BIDS:

Resolution No. 65-125-6 for restoration of Old City Hall, 302 E. Berry Street:

Referred to Cole-Matott, Architects for tabulation and report.

Award contract on Monday, December 19, 1977 at 9:00 p.m.

FOR: General Construction	BASE BID	G-1 Replace. Windows	G-2 Site Work	G-3 Change Add. Finish	G-4 Delete Inter. Painting	G-5 Delete Vat in Offices	G-6 Delete Plaster Patching
KINDER CONST. CO., INC. -----	$443,300	$31,500	$17,323	$2,676	$33,000	$4,343	$8,000
W. A. SHEETS & SONS, INC. ---	428,750	43,374	14,602	1,873	25,194	3,531	19,519
WEIGAND CONST. CO., INC. ----	485,800	37,000	16,700	2,700	23,000	4,200	12,600

(continued next page)

(CONTINUED)
BIDS - for Resolution No. 65-125-6 for restoration of Old City Hall, 302 E. Berry Street:

FOR MECHANICAL CONSTRUCTION	BASE BID	M-1 Site Work	M-2 Delete Air Cond.	M-3 Delete Painting in Eq. Room
A. HATTERSLEY & SONS, INC. ---	$193,000	$500	$21,000	$450

FOR ELECTICAL CONSTRUCTION	BASE BID	E-1 Site Lighting	E-2 Delete Air Cond.	E-3 Delete Door Alarm	
HAMBROCK ELEC., INC. ---	$130,250	$5,715	$3,425	$6,018	
*HAVEL BROS., INC. ---	113,991	4,861	3,737	6,732	--------*defective bid.
SHAMBAUGH & SON, INC.---	80,663	3,293	2,495	1,516	

6.	Regarding Sidewalk Resolution No. 5694-77 for Weisser Park from Creighton to Buchanan, sidewalk work was completed by Continental Construction Company. Street Engineering has requested that Board Order on this project be rescinded.	RESCIND BOARD ORDER NO. 156-77. Work covered by P.O. 34472.
7.	Received Invoice No. 4 of Wayne Asphalt & Construction Co., Inc. in the amount of $1,191.86 prepared by the Street Engineering Department for Resolution No. 5744-76 for Resurfacing 5th and 6th District.	Approved and ordered paid from Encumbered Account 34-423-200, Purchase Order No. 00017.
8.	Received inspection report from the Water Engineering Department and Completion Affidavit of T - G Excavating, Inc. with Guaranty Bond in the amount of $6,512.63 signed by Fidelity and Deposit Company for Water Contract 7711 - Getz Road.	Approved. Ordered acceptance letter written.
9.	Received Partial Payment Estimate No. 3 of John Dehner, Inc. in the amount of $82,814.28 on Sewer Resolution No. 290-1977 - North Maumee Interceptor, Section I - Water Quality Control Project C-180839-01. Estimate is for the period of November 5, 1977 to November 30, 1977.	Approved and ordered invoice No. 3 of John Dehner, Inc. in the amount of $82,814.28 paid by City Utilities from the Water Pollution Control Utility Fund. Also, ordered retainage in the amount of $16,350.32 paid by City Utilities to JOhn Dehner, Inc. Escrow Account at Lincoln National Bank & Trust Company.
10.	Received Partial Payment Estimate No. 3 of John Dehner, Inc. in the amount of $137,093.09 on Sewer Resolution No. 290-1977 - North Maumee Interceptor, Section II - Water Quality Control Project C-180839-01. Estimate is for period of November 5, 1977 to November 30, 1977.	Approved and ordered invoice No. 3 of John Dehner, Inc. in the amount of $137,093.09 paid by City Utilities from the Water Pollution Control Utility Fund. Also, ordered retainage in the amount of $15,232.56 paid by City Utilities to John Dehner, Inc. Escrow Account at Lincoln National Bank & Trust Company.

Meeting adjourned at 10:40 a.m.

Henry P. Wehrenberg
Ethel W. LaMar
May G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

Thursday, December 8, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

	H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	E. H. Lamar, M. G Scott Ursula Miller
1.	HEARING ON CONFIRMATION: Sidewalk Improvement Resolution No. 5737-76 - ADDENDUM "A" for partially removing and replacing sidewalk on the west side of Beaver Avenue from the north property line of Kinnaird Avenue to the south property line of Packard Avenue to a width of five feet, and, whereas, a portion of the work constructed on the original Resolution No. 5737-1976 was faulty and in need of reconstruction; and, whereas, the sidewalks on side streets (Kinnaird and Packard) abutting project on both sides were inadvertently omitted from original Resolution No. 5737-76.	Continued to Thursday, December 22, 1977 at 3:30 p.m. Time up to receive remonstranc Monday, December 19, 1977 at 5:00 p.m.
2.	HEARING ON CONFIRMATION: Sidewalk and Curb Resolution No. 5787-77 for the removal and replacement of sidewalk and curb on Weisser Park Avenue from the south curb line of Creighton Avenue to the north curb line of Pontiac Street to a width of five feet.	RESCIND ALL ACTION.
3.	HEARING ON CONFIRMATION OF ASSESSEMNT ROLL: Street Lighting Resolution No. 119-1976 for the installation of street lighting on Mono Gene Drive from Hessen Cassel Road to its eastern terminus and Cloverbrook Drive from Mono Gene Drive to Heritage Drive.	CONFIRMED. Ordered sent to the Department of Finance.
4.	Received Invoice #6 (RETAINAGE) of Dailey Asphalt Products Company, in the amount of $4,079.19, prepared by the Street Engineering Department for Resurfacing Resolution No. 5719-1976 - Taylor and Superior Streets.	Approved and ordered paid from Encumbered Account No. 34-423-200, P.O. 00002.

5.	Received invoice No. 4 (RETAINAGE) of Hipskind Asphalt Corporation, in the amount of $8,112.75, prepared by the Street Engineering Department, covered by Resurfacing Resolution No. 5755-77 - Buell, Pettit and Rudisill.	Approved and ordered paid from Encumbered funds #34-423-200, Purchase Order No. 00002.
6.	Received invoice No. 2 of Brooks Construction Company, Inc. in the total amount of $25,431.97, prepared by the Street Engineering Department, covered by Street Resolution No. 5757-77 for work in the 2nd and 3rd District.	Ordered the amount be paid from Account No. 34-431-001.
7.	Received Change Order No. 1 of Brooks Construction Company, Inc. in the amount of $22,312.57 prepared by the Street Engineering Department on Street Resurfacing Resolution No. 5757-1977 for work in the 2nd and 3rd District.	Approved and ordered sent to the Common Council on Tuesday, December 13, 1977 at 8:00 p.m.
8.	RESOLUTION NO. 65-173-8 WHEREAS, the United States Postal Service, has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated public right-of-way located in Fort Wayne, Allen County, Indiana, to-wit: 1. All that portion of East Brackenridge Street lying between the east right-of-way line of South Clinton Street and the west right-of-way line of South Lafayette Street. 2. All that portion of South Barr Street, south of East Douglas Avenue, lying between the south right of way line of an existing alley (extending in an east-west direction and being approximately fourteen feet in width) and the north right-of-way line of East Brackenridge Street; and, 3. All that portion of an existing alley (extending in an east-west direction and being approximately fourteen feet in width) lying between the east right-of-way line of South Barr Street and the west right-of-way line of South Lafayette Street. Said alley is located south of East Douglas Avenue and north of East Brackenridge Street.	Approved.

Meeting adjourned at 3:38 p.m.

Henry P. Wehrenberg

Ethel H. LaMar

Ray G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Monday, December 12, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

	H. P. Wehrenberg, E. H. Lamar, M. G Scott Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, E. H. Lamar, M. G Scott Ursula Miller
	Received Minutes of Meetings held on Monday, December 5, 1977 at 9 a.m.; Wednesday, December 7, 1977 at 9 a.m. and Thursday, December 8, 1977 at 3:30 p.m.	
1.	Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2.	Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3.	AWARD CONTRACT: Street Lighting Resolution No. 125-77 - Received tabulation and recommendation prepared by the Street Lighting Engineering Department for Central Business District area - EDA Project 06-51-26289.	Award contract to T & F Constru ion Company at and ofr their bid in the amount of $1,545,964.44 sub ct to councilmanic approval. Ordered Street Lighting Enginee ing Department to prepare contract and necessary document
4.	AWARD CONTRACT: Received tabulation and recommendation prepared by the Water Pollution Control Engineering Department for Sewer Improvement Resolution No. 295-77 - Glenwood Park Lift Station Elimination Sanitary Sewer.	Award contract to Nobis Construction Company at and for the bid in the amount of $59,783.00 subject to councilmanic approval Ordered the Water Pollution Cont l Engineering Department to prepar contract and necessary documents
5.	Received Invoice No. 1 (RETAINAGE) in the amount of $3,857.03 and Invoice No. 2 in the amount of $22,089.44 of Dailey Asphalt Products Company, prepared and approved by the Street Engineering Department, for Resurfacing Resolution No. 5756-77 - First District.	Approved and ordered paid from Revenue Sharing Account.
6.	Received a petition for the installation of sanitary sewers to serve Cook Road from Coldwater Road to Auburn Road.	Approved. Ordered Water Pollution Control Engineering Department to investigate and report. Board Order No. 267-77.

7. Received Special Sewer Permit for Development Concepts Unlimited, prepared and approved by the Water Pollution Control Engineering Department, and Performance Bond of Leininger Excavation to construct a storm sewer known as TACO-TICO (North Clinton) Storm Sewer.	Approved and Special Sewer Permit issued.
8. Received preliminary plans and recommendation prepared by the Street Engineering Department for Drainage Problem on West Main Street.	Approved. Ordered specifications and bid documents prepared by the Street Engineering Department.
9. WHEREAS, Mayor Robert E. Armstrong declared a Snow Emergency on Thursday, December 8, 1977, and WHEREAS, the Board of Public Works found it necessary to employ additional help for snow removal; NOW, THEREFORE, the Board approves the following invoices: BROOKS CONST. CO. ------------ $3,384.00 DAILEY CONST. CO. ------------ $3,420.00 JOHN DEHNER, INC. ------------ $4,761.75 BRUDI ------------------------ $2,042.00 CITY UTILITIES ---------------$10,696.87 EMIL HOLLIDAY ---------------- $4,830.30 EMIL HOLLIDAY ---------------- $3,917.00	Approved and ordered paid from MVH Funds.

Meeting adjourned at 11:00 a.m.

Henry P. Wehrenberg

Edward W. LaMar

May G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

WEDNESDAY, December 14, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar
M. G Scott
Ursula Miller

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3. Received street cut applications:

Approved and permits issued.

4428 Avondale (prkstrp)	City Utilities
432 Boltz (sdw.)	"
2042 Broadway (alley)	Troy Wilson
3901 Brentwood	NIPSCO
E. Parking lane of S. Calhoun - 50 ft. south of Pontiac	Gen. Tele. "
E. Driving lane of Clay St. 2 ft. north of Washington	"
5120 Desota (prkstrp)	City Utilities
Duck & Barr (sdw.)	"
5320 Industrial Rd. (prkstrp)	"
1436 Kenwood (sdw.)	"
608 E. Lewis (prkstrp)	"
613 E. Lewis (prkstrp)	"
2901 New Haven Ave. (prkstrp)	"
2110 - 38 Oakland (prkstrp)	"
1100 E. Pontiac (sdw.)	"
439 E. Pontiac (sdw.)	"
St. Joe Rd. - 150 ft. north of Shoaff Pk River Dr.	I & M
State & Beacon	City Utilities
Superior & Webster (prkstrp)	"
914 Tulip Tree Road (prkstrp)	"
(alley) Vermont - W of Anthony	Gene. Tel.
No. Sdw. of Vermont - E. of Crescent Ave.	"
Vermont & Crescent Ave.	"
430 Agnes	NIPSCO
2612 Gay St.	"
4722 S. Hanna (alley)	"
434 E. Leith St.	"

4. RECEIVE BIDS:

Street Improvement Resolution No. 5791-77 for improving by resurfacing and restoring pavement, curbing, driveway approaches and corner wingwalks as designated on the following streets:

1. Curdes Avenue - from the west curb line of Crescent Avenue to the east pavement line of Kentucky Avenue.

2. Fifth Street - from the west curb line of Wells Street to the east curb line of Barthold Street.

3. Barr Street - from the south property line of Douglas Avenue to the south curb line of Washington Boulevard.

4. Weisser Park - from the north curb line of Pontiac Street to the south curb line of Buchanan Street.

5. Putnam Street - from the west curb line of Jessie Avenue to the east curb line of Poinsette Drive.

6. St. Joe Road - acceleration lane on east side between State School Drive and Canterbury Green Entrance.

BROOKS CONST., INC. --------	$109,349.80
DAILEY ASPHALT CO. ---------	$110,948.00
HIPSKIND ASPHALT CORP. -----	$100,634.00
RIETH-RILEY CONST. CO. -----	$121,302.30
WAYNE ASPHALT CORP. --------	$110,794.75

Referred to the Street Engineering Department for tabulation and report.

Award contract on Monday, December 19, 1977 at 9:00 a.m.

5. Received invoice from City Controller (Barrett Law Department) in the amount of $2,167.47 covering balance of City cost on Street Lighting Resolution No. 119-76 - Colonial Heritage Place.

Approved and ordered paid from Account 10-660-265 Encumbered, P.O. 00005.

6. Received petition for the installation of sanitary sewer to serve Winchester Road, L. Huntington Road, Allison Avenue and Kinnerk Road.

Approved.
Ordered Water Pollution Control Engineering Department to investigate and report. Board Order 270-77.

7. Received contract, Guaranty and Liability Bonds of L. W. Dailey, Inc. in the amount of $8,907.50 prepared by the Street Engr. Dept. signed by St. Paul Fire & Marine Insurance Co. for Resolution No. 5772-77 for sidewalk and curb to grade on Lincoln Court approximately 250 feet around cul-de-sac. Resurface entire court to Goshen Road.

Approved.

Ordered sent to the Common Council on Tuesday, December 27, 1977 at 8:00 p.m.

8. Received contract, Guaranty and Liability Bonds of T & F Construction Corporation of Indiana in the amount of $1,545,964.44 prepared by the Street Lighting Engr. Dept. signed by Fidelity and Deposit Co. of Maryland for Resolution No. 125-77 - Central Business District Lighting and Signal Modernization.

Approved.

Ordered sent to the Common Council on Tuesday, December 27, 1977 at 8:00 p.m.

Meeting adjourned at 11:00 a.m.

Henry P. Wehrenberg
Ethel W. LaMar
May C. Scott
BOARD OF PUBLIC WORKS

ATTEST:
Ursula Miller
Secretary and Clerk

THURSDAY, December 15, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk Received Minutes of Meetings held on Monday, December 12, 1977 at 9 a.m. and Wednesday, December 14, 1977 at 9:00 a.m.	H. P. Wehrenberg, E. H. Lamar M. G Scott Ursula Miller
1. HEARING ON CONFIRMATION: Improvement Resolution No. 5788-1977 for the construction of curb on the south side of Lake Avenue from the west curb line of Anthony Boulevard to a point 188 ft. west thereof - southwest corner wingwalk with paraplegic ramps included (City to pay for ramps).	Continued to Thursday, January 5, 1978 at 3:30 p.m. Time up to remonstrate Tuesday, December 27, 1977 at 5:00 p.m.
2. HEARING ON CONFIRMATION: Sidewalk Improvement Resolution No. 5789-77 for the construction of sidewalk on South Calhoun, West Crown Lane, South Harrison and West Concord Lane area.	Continued to Thursday, January 5, 1978 at 3:30 p.m. Time up to remonstrate Tuesday, December 27, 1977 at 5:00 p.m.
3. Continued from December 1, 1977 HEARING ON CONFIRMATION: Street Lighting Resolution No. 127-77 for lighting Capitol Avenue from Werling Drive to Maple Grove Avenue. Remonstrance received after being tabulated by the Street Lighting Engineering Department contains 56 or 69 % of the resident property owners.	RESCIND ALL ACTION.

4. Continued from December 1, 1977 HEARING ON CONFIRMATION: Street Lighting Improvement Resolution No. 128-1977 for lighting Anthony Wayne Village Section 7 Addition more specifically defined as Andre Lane from Hessen Cassel to Winston Drive, Winston Drive from Andre Lane to Schaper Drive, Schaper Drive from Winston Drive to Austin Drive, Austin Drive from Schaper Drive to Andre Lane and Marvin Drive from Austin Drive to Andre Lane.	CONFIRMED. Advertise Notice to Contractors, January 6 and 13, 1978. Receive bids on Wednesday, January 18, 1978 at 9:00 a.m. Ordered the Street Lighting Engineering Department to prepare bid documents.
5. Continued from December 1, 1977 HEARING ON CONFIRMATION: Street Lighting Improvement Resolution No. 129-1977 for lighting Oakdale Drive from Broadway to Webster Street. Remonstrance received after being tabulated by the Street Lighting Engineering Department contains 168 or 55% of the resident property owners.	RESCIND ALL ACTION.
6. Received invoice of Soil - Testing and Engineering, Inc. prepared by Martindale, Tourney, Gibson, Inc. in the amount $450.00 for work performed on the Humane Shelter Remodeling and Addition, Dwenger Avenue.	Approved and ordered paid by Revenue Sharing Account.
7. Received Invoice of Martindale, Tourney, Gibson, Inc. in the amount of $19,000 for architectural services per agreement dated November 3, 1976 for Fort Wayne Humane Shelter, 2225 Dwenger Avenue. Invoice #1.	Approved and ordered paid by Revenue Sharing Account.
8. Received invoice of Z.K. Tazian Associates, Inc. in the amount of $100.00 approved for work - TOPO work on Humane Shelter, Dwenger Avenue.	Approved and ordered paid by Revenue Sharing Account.
9. Received Invoice No. 2 of Martindale, Tourney, Gibson, Inc. in the amount of $2,689.00 for architectural services per agreement dated November 3, 1976 for Fort Wayne Humane Shelter, 2225 Dwenger Avenue.	Approved and ordered paid by Revenue Sharing Account.
10. Received Change Order No. 1 of Bercot, Inc. in the increased amount of $6,406.00, prepared and approved by the Water Pollution Control Engineering Department, for Resolution No. 290-1977 for No. Maumee River Sanitary Interceptor. Section III.	Approved and ordered sent to the Common Council on Tuesday, December 27, 1977 at 8:00 p.m.

11.	Received Invoice No. 2 of Bercot, Inc. in the amount of $67,577.05, prepared and approved by the Water Pollution Control Engineering Department, for Sewer Resolution No. 290-77 - North Maumee Interceptor, Section III Project C-180839-01 for the period October 31, 1977 to December 7, 1977. Section III.	Approved. Ordered invoice of Bercot, Inc. in the amount of $67,577.05 paid by City Utilities from the Water Pollution Control Utility Construction Fund.
12.	Received SEWER TAP AGREEMENT REIMBURSEMENT: Permission is hereby granted to lots (ALL IN WOODMONT - Section I) Lawrence Shaw, $1,375.86; John Manley, $880.55; R. W. Shenfeld, $880.55; Leroy Shine, $1,027.31; B.K. & S. S. Stroh, $1,064.00; and H. J. Wagner, $953.53 (Total Amount of $6,181.80). Said permission is conditioned upon the payment of the sum of $6,181.80 to the City of Fort Wayne as reimbursement under a certain Sewer Agreement dated September 29, 1976, who are parties of said contract, by the City of Fort Wayne; it is further conditioned upon a sewer tap permit being taken out with Water/Sewer Service Department.	Approved. Ordered the City Utilities to remi the sum of $6,181.80 to Meister-Graber which sum was deposited with the C by the applicants, to be distributed a set out in the Special Sewer Tap Agreement.
13.	Received Sidewalk Improvement Resolution No.5792-77, final plans, estimate, specifications and property ownership list prepared by the Street Engineering Department for the removal and replacement of sidewalk and curb on Home Avenue from the west curb line of Broadway to the east curb line of Thompson Avenue to a width of five feet.	Approved and adopted. A true copy is incorporated herein. Advertise, Notice to Property Owners, December 23 and 30, 1977. Hearing on Confirmation Thursday, January 19, 1977 at 3:30 p.m. Notices to be mailed December 29, 1 7.
14.	Received Change Order 2 of Bercot, Inc. prepared and approved by the Water Pollution Control Engineering Department for the extension of completion date in the contract by 12 calendar days, thereby making the completion date of all work Thursday, December 29, 1977. Resolution No. 290-1977 is project - North Maumee Interceptor Sewer, Section III (C-80839-01).	Approved.

Meeting adjourned at 4:30 p.m.

Henry P. Wehrenberg

Ethel W. LaMar

May G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Monday, December 19, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar,
M. G Scott
Ursula Miller

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3. Received street cut applications:

Approved and permits issued.

4227 N. Clinton ST. ---------- Gene Kunberger
3326 Dodge Ave. -------------- Continental Homes
2212 Inwood Drive ------------ Fuller Const. Co.
1515 Shoreview Drive --------- Maleady Bldr.

4. Received street cut applications:

Approved and permits issued.

1606 Benham ------------------ NIPSCO
2832 Broadway (alley) --- "
4015 S. Calhoun (alley) --- "
6504 Centerton Dr. --- "
2601 Dodge --- "
2531 Drexel --- "
2315 Euclid --- "
2403 Euclid --- "
808 Francis --- "
2619 Glencairn --- "
5603 Hatfield --- "
1223 Inwood --- "
2504 Knoll Ridge --- "
2415 Leroy --- "
2405 Lillie --- "
44030 N. Washington Rd. --- "
4131 N. Washington Rd. --- "
331 E. Pontiac --- "
Queen & Standish ---City Utilities
1630 and 1631 Randford Pl. --- NIPSCO
1705 Romane --- "
6221 Shell Dr. --- "
1638 1/2 Wells --- "
1710 S. Calhoun --- "
2415 Cass --- "
1823 Franklin (alley) --- "

5.	Received tabulation and recommendation prepared by the Street Engineering Department for Resurfacing Resolution No. 5791-1977 - Curdes Avenue, Fifth Street, Barr Street, Weisser Park, Putnam Street and St. Joe Road -excelleration lane.	Award contract to Hipskind Asphalt Corporation for their bid in the amount of $100,634.00 subject to councilmanic approval. Ordered the Street Engineering Department to prepare contract and necessary documents.
6.	Received tabulation and recommendation, prepared by the Architects, Cole - Matott, for Restoration of the City Building, "Old City Hall" for General, Mechanical and Electrical Construction work.	Award contracts as follows: For GENERAL CONSTRUCTION: W. A. Sheet and Sons, Inc. for the amount of $362,429.00. For MECHANICAL CONSTRUCTION: A. Hatte sley & Sons, Inc. for the amount of $171,550.00. For ELECTRICAL CONSTRUCTION: Shambaug & Son, Inc. for the amount of $76,652.0 Ordered Cole - Matott, Architects, to prepare contracts and necessary docume s.
7.	Received Sidewalk Improvement Resolution No. 5793-1977, final plans estimate and specifications prepared by the Street Engineering Department, for the construction of sidewalk on Spy Run Avenue - West side adjacent Historic Old Fort from the north sidewalk line of St. Marys River Bridge to a point 600 feet ± northeast thereof to a width of six feet.	Approved and adopted. A true copy is incorporated herei by reference and appears in Minut herein under Resolution No. 5793- 77. Advertise, Notice to Contractors, December 23, 1977 and December 30 1977. Receive bids on Wednesday, January 4, 1978 at 9:00 a.m. Ordered the Street Engineering Department to prepare bid documen .
8.	Received invoice of Earth Construction & Engineering, Inc. in the amount of $32,165.40, prepared by the Water Pollution Control Engineering Department, covering work on Valley Hills Estates Sanitary Interceptor Sewer Extension. Resolution No. 288-1977.	Approved and ordered paid from Water Pollution Control Utility Sewer Fund by City Utilities.
9.	Received Invoice # 4 of Wayne Asphalt & Construction Company, Inc. in the amount of $12,633.06 (RETAINAGE) prepared by the Street Engineering Department for Resolution No. 5760-1977 for Wells Street.	Approved and ordered paid from A. R. & S. Account #60.
10.	Received Performance Bond from the American Insurance Company in the amount of $500,000 for National Serv-All for period of January 1, 1978 to January 1, 1979.	Approved. Filed with contract in the Board of Public Works.
10-A.	Received inspection report, from the Water Pollution Control Engineering Department and Completion Affidavit of Earth Construction & Engineering, Inc., subject to bond in the full amount of the work for a period of one year, for Valley Hills Estates Sanitary Interceptor Sewer Extension.	Approved. Ordered acceptance letter written

11. Received inspection report, from the Water Pollution Control Engineering Department and Completion Affidavit of Nobis Construction Company, Inc. with Guaranty Bond in the amount of $66,940 signed by Fidelity and Deposit Company of Maryland for Sewer Resolution No. 292-1977 - Getz Road Sanitary Sewer.	Approved. Ordered acceptance letter written.
12. Received Invoice No. 33 of H.N.T.B. - Henry B. Steeg & Association, Div. in the amount of $3,808.53 for engineering services provided of Division I - Water Quality Control Project C-180538-01.	Approved and ordered City Utilities to pay invoice from Water Pollution Control Utility Fund.
13. Received invoice No. 26 of H.N.T.B. - Henry B. Steeg & Assoc., Div. in the amount of $47.93 for engineering services provided for Division II - Water Pollution Control Project - Terminal Ponds - C-180538-01.	Approved and ordered City Utilities to pay invoice from the Water Pollution Control Utility Fund.
14. Received Invoice No. 33 of Hagerman-Shambaugh (Joint Bidders), in the amount of $270,512.11 for the period from October 28, 1977 to November 25, 1977 for Water Pollution Control Plant Additions of Water Quality Control Project Division I.	Approved and ordered invoice No. 33 of Hagerman-Shambaugh in the amount of $270,512.11 paid by City Utilities from the Water Pollution Control Utility Fund. Also, ordered retainange in the amount of $14,237.47 paid by City Utilities to Hagerman-Shambaugh Escrow Account at Lincoln National Bank & Trust Company.
15. Received Invoice No. 26 John Dehner, Inc. - Spears-Dehner, Inc. (Joint Bidders) in the amount of $3,404.29 for the period of October 31, 1977 to November 30, 1977 for Water Quality Control Project - Division II Terminal Ponds Federal Project No. C-180538-01.	Approved and ordered invoice No. 26 of John Dehner, Inc. - Spears - Dehner, Inc. in the amount of $3,404.29 paid by City Utilities from the Water Pollution Control Utility Fund. Also, ordered retainage in the amount of $179.17 paid by City Utilities to John Dehner, Inc. - Spears - Dehner, Inc. Escrow Account at Lincoln National Bank & Trust Company.
16. Received Invoice No. 26 of John Dehner, Inc. - Spears - Dehner, Inc. (Joint Bidders) in the amount of $7,684.74 for the period of October 31, 1977 to November 30, 1977 for Water Quality Control Project, Division III, Sludge Lagoons, Federal Project C-180538-01.	Approved and ordered invoice No. 26 of John Dehner, Inc. - Spears - Dehner, Inc. in the amount of $7,684.74 paid by City Utilities from the Water Pollution Control Utility Fund. Also, ordered retainage in the amount of $ 404.46 paid by City Utilities to John Dehner, Inc. - Spears - Dehner, Inc. Escrow Account at Lincoln National Bank & Trust Company.
17. Received a request from NIPSCO, 1501 Hale Avenue, for permission to barricade the west side of Barr Street between Wayne and Berry Streets on December 5 thru December 16, 1977 from 8:00 a.m. till 4:00 p.m. PURPOSE: Install 6 inch of gas-main.	Approved and permit issued.

18. Received a request from Rearick Earth Moving, 1921 Cremer, for permission to barricade 919 W. Packard in the alley on December 19, 1977 from 8:30 a.m. till 8:30 a.m. the next day.
PURPOSE: Repairing sewer.

Approved and permit issued.

19. Received Change Order No. 17 of Hagerman-Shambaugh - Joint Bidders, in the amount of $25,738.00, prepared and approved by Henry B. Steeg & Associates, for Water Quality Control Project, Division I, Water Pollution Control Plant Additions.

Approved.

Ordered sent to the Common Council on Tuesday, December 27, 1977 at 8:00 p.m.

20. Received a petition for the installation of sanitary sewers in Rousseaus Suburban Gardens, Sec. 10 - T31N - R12E; Hollywood Gardens and Addition Sec. 10 - T31N - R12 E; and Mayfield Place Addition, Sec. 10 - T31N - R12E.

Ordered the Water Pollution Control Engineering Department to prepare preliminary cost estimate and report.

21. Pursuant to report from City Utilities Auditing Department listing unpaid Miscellaneous Accounts Receivable Write-offs as per list submitted in the total amount of $6,313.62 (Revenue Accounts: $4,964.71 and Misc. Accounts: $1,349.91).

Approved.

22. Received Invoice No. 4 of Brooks Construction Company, Inc. in the amount of $1,701.06, prepared by Street Engineering Department, covered by Resolution No. 5722-1976 - West Central Neighborhood Project.

Approved and ordered paid by Community Development and Planning.

23. Received invoice of John Dehner, Inc. in the amount of $5,200.00 prepared by the Street Engineering Department covering work on Resolution No. 5746-1976 - Barr Street.

Approved and ordered paid by Community Development and Planning.

24. Received Change Order #3 of John Dehner, Inc. in the increase amount of $47,702.76 prepared by the Water Pollution Control Engineering Department for Resolution No. 290-77 - North Maumee River Sanitary Interceptor Sewer, Section I.

Approved and ordered sent to the Common Council on Tuesday, January 10, 1978 at 8:00 p.m.

25. Received quotation from the Purchasing Agent for the proposed purchase of envelopes for Office Services Department per samples:

DOUBLE ENVELOPE --------------$10,920.00

Approved and ordered sent to the Common Council, Tuesday, January 10, 1978 at 8:00 p.m.

The bid of Double Envelope was accepted under Purchase Ord No. 9544, dated December 19, 19 in the amount of $10,920.00.

26. Received quotations from the Purchasing Agent for the purchase of one Tandem Dump Truck - 1978 International F-1800 and one Dump Body and Hoist (mounted) for the Water Maintenance & Service Department:

TRUCK:
INTERNATIONAL HARVESTER -------- $16,500.00
DUMP BODY & HOIST:
W. A JONES & SON --------------- $ 4,063.00

Approved and ordered sent to the Common Council on Tuesday, January 10, 1978 at 8:00 p.m.

The bid of International Harves r wa accepted under Purchase Order N 954 and the bid of W. A. Jones & So was accepted under Purchase Order N 954

Meeting adjourned at 11:00 a.m.

Henry P. Wehrenberg
Ethel H. LaMar
Ivay G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Secretary and Clerk

Wednesday, December 21, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

	H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, M. G Scott Ursula Miller
	Received Minutes of Meetings held on Thursday, December 15, 1977 at 3:30 p.m. and Monday, December 19, 1977 at 9:00 a.m.	
1.	Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2.	Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3.	Received private sidewalk application: 1626 Wells St. -------------- Whiteneck Blumb	Approved and permit issued.
4.	RECEIVE BIDS: Sewer Improvement Resolution No. 300-1977 for Washington Center Road Lift Station Elimination, Phase I. BERCOT, INC. ---------- $68,800.00	Award contract on Wednesday, January 4, 1978 at 9:00 a.m. Bids referred to the Water Pollution Control Engineering Department for tabulation and report.
5.	Received a request from Quick Action Sewer Service, 2920 Winter Street, for permission to barricade 3715 S. Lafayette in alley on December 20, 1977 at 9:00 a.m. PURPOSE: Broken Sewer line.	Approved and permit issued.
6.	Received a request from L. W. Dailey, Inc. 1034 Oakdale, for permission to barricade Edsall and Washington about 50 feet south of Washington on Edsall - one lane to be open at all times. PURPOSE: Repairing manhole.	Approved and permit issued.

Meeting adjourned at 10:30 a.m.

Henry P. Wehrenberg
Ethel H. LaMar
Mary G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

Thursday, December 22, 1977

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, E. H. Lamar Ursula Miller
1. Continued from December 8, 1977 HEARING ON CONFIRMATION: Sidewalk Resolution No. 5737-76 ADDENDUM "A" for partially removing and replacing sidewalk on the west side of Beaver Avenue from the north property line of Kinnaird Avenue to the south property line of Packard Avenue to a width of five feet, and, whereas, a portion of the work constructed on the original Resolution No. 5737-1976 was faulty and in need of reconstruction; and, whereas, the sidewalks on side streets (Kinnaird and Packard) abutting project on both sides were inadvertently omitted from original Resolution No. 5737-1976.	CONFIRMED.
2. Received inspection report from the Street Engineer and Guarantee Bond of Contractor to be posted for three year maintenance in the amount of $2,500 for Snowfall Court. John R. Worthman, Inc. and Brooks Const. Co., Inc. are contractors.	Approved. Ordered acceptance letter written.
3. Received inspection report from the Street Engineer and Guarantee Bond of Contractor to be posed for three year maintenance in the amount of $7,000 for Snowfall Road. Contractors are John R. Worthman, Inc. and Brooks Const. Co., Inc.	Approved. Ordered acceptance letter written.
4. Received inspection report from the WPC Engineering Department and Guarantee Bond of A. D. Delagrange, Inc. to be posted in the amount of $2,500 per year for three years in lieu of the $6,000 for a period of one year for Springwood Section II, Phase "A" Storm Water Detention Basin.	Approved plans and specificatio ONLY subject to terms of separa agreement. (Orchard Woods).
5. Received Contract, Guarantee and Liability Bonds of John Dehner, Inc., in the amount of $32,628.47, prepared by the Street Engineering Department, signed by United States Fidelity & Guaranty for Improvement Resolution No. 5778-1977 for improving Stratton Road from the east property line of Coldwater Road to a point 284 feet east thereof.	Approved. Ordered sent to the Common Council on Tuesday, January 10, 978 at 8:00 p.m.
6. Received Contract, Guarantee and Liability Bonds of Continental Construction Company, Inc. in the amount of $27,312.60, prepared by the Street Engineering Department, signed by American States Insurance Company for Improvement Resolution No. 5781-1977 - West Central - Phase II.	Approved. Ordered sent to the Common Council on Tuesday, January 10, 978 at 8:00 p.m.

7. Received Contract, Guarantee and Liability Bonds of Servelect, Inc. in the amount of $4,608.00, prepared by the Street Engineering Department, signed by Indiana Insurance Company for Resolution No. 5782-77 to improve the Street Department Inside Storage Garage with electrical lighting, outlets, and related facilities. This building is located at the Lafayette Street Complex.

   Approved.

   Ordered sent to the Common Council on Tuesday, January 10, 1978 at 8:00 p.m.

8. Received Contract, Guarantee and Liability Bonds of L. W. Dailey, Inc. in the amount of $6,585.00, prepared by the Street Engineering Department, signed by the St. Paul Fire and Marine Insurance Company for Resolution No. 5786-1977 for improving concrete pavement adjacent to and fronting property - 2305, 2207 and 2215 Springfield Avenue.

   Approved.

   Ordered sent to the Common Council on Tuesday, January 10, 1978 at 8:00 p.m.

9. Received Contract, Guarantee and Performance Bonds of A. Hattersley & Sons, Inc. in the amount of $171,550.00, prepared by Cole - Matott, Architects, signed by American States Insurance Company for Resolution No. 65-125-6 (EDA PROJECT NO. 06-51-26917) for restoration of the City Building, "Old City Hall" Mechanical Construction Work including Alternates M-2 and M-3.

   Approved.

   Ordered sent to the Common Council on Tuesday, January 10, 1978 at 8:00 p.m.

10. Received Contract, Guarantee and Performance Bonds of Shambaugh & Son, Inc. in the amount of $76,652.00, prepared by Cole - Matott, Architects, signed by American Insurance Company for Resolution No. 65-125-6 (EDA PROJECT NO. 06-51-26917) for restoration of the City Building, "Old City Hall" Electric Construction Work including Alternates E-2 and E-3.

    Approved.

    Ordered sent to the Common Council on Tuesday, January 10, 1978 at 8:00 p.m.

11. Received Contract, Guarantee and Performance Bonds of W. A. Sheets, Inc. in the amount of $362,429.00, prepared by Cole - Matott, Architects, signed by United States Fidelity and Guaranty Company for Resolution No. 65-125-6 (EDA PROJECT NO. 06-51-26917) for restoration of the City Building, "Old City Hall" General Construction Work including Alternates G-3, G-4, G-5 and G-6 and the deletion of Allowances A,B,C and E.

    Approved.

    Ordered sent to the Common Council on Tuesday, January 10, 1978 at 8:00 p.m.

12. Received Contract, Guarantee and Performance Bonds of T - G Excavating, Inc. in the amount of $79,932.00, prepared by the Water Engineering Department, signed by Fidelity and Deposit Company of Maryland for Water Contract No. 77-2 - Water Main Tillman - Hessen Cassel Road.

    Approved.

    Ordered sent to the Common Council on Tuesday, January 10, 1978 at 8:00 p.m.

13. Received Contract, Guarantee and Performance Bonds of T - G Excavating, Inc. in the amount of $16,295.60, prepared by the Water Pollution Control Engineering Department, signed by Fidelity and Deposit Company of Maryland for Sewer Resolution No. 299-1977 - Tillman Road.

    Approved.

    Ordered sent to the Common Council on Tuesday, January 10, 1978 at 8:00 p.m.

14. Received driveway applications:

    Approved and permits issued.

    1707 North Harrison ------------ Hipskind Asphalt Corp.
    1505 Shoreview Drive. ---------- Albert M. Miller

15. Received quotation from the Purchasing Agent for the proposed purchase of one 1978 Four Door Sedan for the Water Engineering Department:

HOOSIER FORD, INC. ------------	$4,791.29
ALLEN COUNTY MOTORS -----------	$5,409.00

Through the recommendation of the Purchasing Agent the bid Hoosier Ford, Inc. in the amo t $4,791.29 was accepted under Purchase Order No. 9665, dated December 22, 1977.

Ordered sent to the Common Council on Tuesday, January 10, 1978 at 8:00 p.m.

16. Received Special Sewer Permit for Tom Landis & Ernest Harper prepared by the Water Pollution Control Engineering Department and $500 check which is to be held in escrow until developer, Tom Landis, supplies Performance and Guaranty Bonds to construct sanitary sewer known as Woodridge Drive Sanitary Sewer Extension. Tim Evans Construction Company is to perform the construction work.

Approved and Special Sewer Per t issued.

Board Order No. 232-77.

17. Received Sewer Resolution No. 298-1977, final plans, estimate, specifications, prepared by the Water Pollution Control Engineering Department for Rothman Road Sanitary Sewer Interceptor as follows:

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that the construction of a sanitary interceptor sewer which, from its size and character, is not only intended for use by the abutting property owners, but for the use of the general public of said sewer line, be and the same as hereby ordered:

Beginning at an existing sanitary sewer manhole located 4300 ± LF south of and 2000 ± LF west of the centerline intersection of Leo Road and Brooks Road; thence southerly 891 ± LF to a proposed manhole; thence southeasterly 690 ± LF to a proposed manhole located 15 ± LF north of and 120 ± LF west of the northeast corner of Lot 26 of Riverbend Woods, Section I, an addition to the City of Fort Wayne, Allen County, Indiana; thence southeasterly 15 ± LF north of and parallel to the north boundary of said Riverbend Woods, Section I, 1670 ± LF to a proposed manhole located 40 ± LF east of and 55 ± LF north of the centerline intersection of St. Joe Road and Rothman Road.

Said manhole will terminate Phase I of this project.

Thence, continuing south 97 ± LF to a proposed manhole located 25 ± LF south of the centerline of Rothman Road; thence continuing southeasterly 3200 ± LF along and parallel with the south right-of-way line of Rothman Road to a proposed manhole located 25 ± LF south of and 750 ± LF east of the centerline intersection of Rothman Road and Denise Road; thence northeasterly 63 ± LF terminating at an existing sanitary sewer manhole located 20 ± LF north of and 8-- ± LF east of the intersection of Rothman Road and Denise Road.

This will terminate Phase II of this project.

Said sewer shall be 15" and 24" in diameter, with all appurtenances to be constructed in accordance with the plans, profiles, special details and specifications now on file in the office of the Board of Public Works of said City.
(SEWER EASEMENT RES. NO. 157-1977).

Approved and adopted. A true copy is incorporated herein.

Advertise Notice to Contractor January 20 and 27, 1977.

Receive bids on Wednesday, February 1, 1978 at 9:00 a.m.

Ordered the Water Pollution Control Engineering Department to prepare bid documents.

18. Received Sewer Easement Resolution No. 157-1977, final plans and property ownership list, prepared by the Water Pollution Control Engineering Department, for permanent and temporary sewer easements for the purposes to construct, operate, control and maintain a sanitary sewer line along and across a portion of Section 8, Township 31 North, Range 13 East, and Section 9, Township 31 North, Range 13 East, and Section 16, Township 31 North, Range 13 East, a portion being a part of the Bouries Reserve, the Ann Hackley Reserve, and the Richardville Reserve, bounded on the northwest by a line 2500 ± LF South of and parallel to the centerline of Leo Road (Old State Road 1 and 427); bounded on the northeast by a line running 50 ± LF north of and parallel to the centerline of Rothman Road and its westerly extension thereof; bounded on the south by a line 50 ± LF south of and parallel to said centerline of Rothman Road, bounded on the east by the centerline of Micheli Drive. (SEWER RESOLUTION NO. 298-1977).

Approved and adopted. A true copy is incorporated herein.

Advertise Notice to Property Owners, January 6 and 13, 1978.

Hearing on Confirmation, Thursday, January 26, 1978 at 3:30 p.m.

Mail notices January 13, 1978.

19. Received Escrow Agreement from Fort Wayne National Bank whereby Fort Wayne National Bank will receive one copy of all bids for Cable Television system which Board of Works will receive at 2:00 p.m. on Wednesday, January 4, 1978 and hold in vault of bank until Board awards contract. Board is to pay fee of $25.00 to bank for said services. Escrow Agreement dated December 15, 1977.

Approved. A true copy is incorporated herein.
Copy of Escrow Agreement to be sent to Fort Wayne National Bank.

20. Received Special Warranty Deed whereby Cities Service Oil Company grants and conveys unto City Utilities of the City of Fort Wayne, State of Indiana, the following:

Lots 214 and 215 and the South 20 feet of Lot 213
in Lewis Addition to the City of Fort Wayne,
Allen County, Indiana.

Dated November 23, 1977 - 77-034376
Instrument K-12,032.

A true copy is incorporated herein.

21. RESOLUTION NO. 65-189-21

WHEREAS, a petition was submitted to the Board of Public Works on May 31, 1977 for an installation of a sanitary sewer along Getz Road between Colony Bay Road and Illinois Road, and,

WHEREAS, a survey was conducted by the Board of Health of all 38 homes in this area on septic tanks and 37 of the 38 homes were in violation of the County Ordinance, and,

WHEREAS, a request for the installation of sanitary sewer was sent to the Board of Public Works on June 6, 1977 by the Board of Health, and,

WHEREAS, Allen County Highway Department was in the process of improving Getz Road, and,

WHEREAS, the Board of Public Works adopted Resolution No. 292-77 providing for the construction and a tap-in fee to the benefited property owners for said Getz Road - Sanitary sewer, to be initially financed through the City of Fort Wayne Sewer Utility Funds, and,

WHEREAS, a sanitary sewer was constructed to benefit properties as shown on attached Exhibit "A", and, WHEREAS, the cost of sanitary sewer is represented to be $81,790.38, composed of $54,716.10 for construction, $7,400 for taps due Nobis Construction Company, $7,135.36 for engineering services due W.P.C. Utility, $2,884.36 area connection fees due Diversified Utilities, and $9,614.56 area connection fees due City Utilities through Magnavox Sewer Resolution 62-267-18, and,

WHEREAS, it is the policy of the City of Fort Wayne to change a tap-in-fee to the property owners benefited by new sanitary sewers in an equitable manner.

NOW, THEREFORE, be and it is hereby resolved by the Board of Public Works of the City of Fort Wayne in its regular meeting of 22nd day of December, 1977 that,

1. At such time that the owners of the benefited properties wish to tap into said sanitary sewer, a tap-in-fee in full shall be due and payable by said property owner as shown on Exhibit "B"

ADOPTED this 22nd day of December, 1977.

22.

CITY OF FORT WAYNE

CITY UTILITIES DAMAGE POLICY

WHEREAS, the City of Fort Wayne owns and operates three municipal City Utilities, and

WHEREAS, said utilities and other public utilities in the Fort Wayne service area, through construction and maintenance operations, may on occasion, unintentionally damage other utilities serv es, and

WHEREAS, on August 8, 1974 the Board of Public Works adopted a policy regarding responsibility of mage through such situations, and

WHEREAS, the purpose of this resolution is to extend the policy of City Utilities.

NOW, THEREFORE, BE IT RESOLVED, the following shall be the policy of City Utilities regarding utility damages:

1. General Telephone Company has established a practice of billing other utilities in all dam ge situations. City Utilities will follow this same policy, i.e., billings will be made in all situations where it is established that liability for payment is the responsibility of General Telephone.
2. NIPSCO - The present written policy is that no billings will be made for routine or general damage situations considered to be non-excessive as to cost of repair, since these costs tend to compensate between the two utility companies. It is understood, however, billing will be made to NIPSCO where negligence and liability for damages is clearly established and the cost of repair is excessive. As a guideline, $5,000 will be considered the point beyond which billing will be made and payment expected.
3. Indiana & Michigan Electric Company - Same as General Telephone Company.
4. This agreement will remain in effect until written notice of cancellation is received from either party thirty (30) days prior to date of cancellation.

ADOPTED this 22 day of December, 1977, by Board of Public Works.

23.	Received Contract, Guarantee and Liability Bonds of Rieth-Riley Construction Company, Inc., in the amount of $315,086.60, prepared by the Street Engineering Department, signed by Reliance Insurance Company, for Resolution No. 5767-1977 for improving Clinton Street from a point 121 feet south of the centerline of Superior Street north to the centerline of Calhoun Street.	Approved. Ordered sent to the Common Council on Tuesday, January 10, 1978 at 8:00 p.m.
24.	Received invoice of National Advertising Company, in the amount of $3,325.51, prepared and approved by the Water Pollution Control Engineering Department, covering the removal and replacement of a billboard sign on the project Resolution No. 290-1977 for North Maumee Interceptor, Section II. Amount should be charged against the project for right-of-way acquirement.	Approved. Ordered City Utilities to pay invoice from the Water Pollution Control Utility Fund.
25.	Received Grant of Easement from Cloverleaf Industrial Park, Inc. of Allen County, State of Indiana, whereby they grant, quit-claim and convey to the City of Fort Wayne a permanent and temporary easement and right-of-way. This is in connection with North Maumee Interceptor, Section II. (Res. No. 290-77).	Approved. A true copy is incorporated herein. Recorded by WPC Engr. Dept. Instrument K-4220. 77-13211, May 31, 1977.
26.	Received a request from Broadview Remodling, 6100 Bluffton Road, for permission to barricade Court Street and Berry Street (four meters to be covered) all day on December 29, 1977. PURPOSE: Covering meters - to put up storm windows.	Approved and permit issued.
27.	Received Agreement between the City of Fort Wayne (City Utilities) and Mr. Paul G. Fulkerson for Consulting Services for December, 1977 and the calendar year of 1978.	Approved.

Meeting adjourned at 4:50 p.m.

Henry P. Wehrenberg

Ethel H. LaMar

Mary G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

WEDNESDAY, January 4, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar,
M. G Scott
Ursula Miller

Received Minutes of Meetings held on
Wednesday, December 21, 1977 at 9 a.m.
and Thursday, December 22, 1977 at 3:30 p.m.

1. Received purchase orders from the Purchasing Agent of City Utilities. — Approved.

2. Received payment vouchers from the Auditor of City Utilities. — Approved and ordered sent to the Department of Finance.

3. Received street cut applications: — Approved and permits issued.

328 E. Berry (sdw.)	City Utilities
400 & 500 blk. Buchanan bet. Lafayette and Hanna	NIPSCO
1611 Darien	"
400 blk. E. Dewald bet. Lafayette and Warsaw	"
6518 Dumont Ct.	"
6511 Durango	"
2612 Gay	"
517 E. Hawthorne	City Util.
3211 Heritage Dr.	NIPSCO
5002 Holton Ave.	City Util.
2405 Knollwood Ct.	NIPSCO
434 E. Leith	"
Pontiac & Winter	City Util.
Putnam bet. Jessie and Franklin	NIPSCO
Richardsville ex. 200' west of Avondale	"
Riviera & Washington Ctr. Rd.	City Util.
1314 W. Rudisill	NIPSCO
(alley) 1060 E. State (alley & sdw.)	"
3003 E. State	Shambaugh Fire Pro.
Washington Center Rd.	City Util.
2515 Hanna	NIPSCO
Hessen Cassel & Senate	"
5330 Fernwood - extend. 490 ft. so.	"
1220 Francis (alley)	Troy Wilson
3715 S. Lafayette (alley)	Quick Action Sewer
721 Leesburg Rd.	NIPSCO
Lexington, Branning, Sheridan Ct. and Old Mill Rd.	"
608 Russell (st.)	City Util.
400 blk. of St. Martins bet. Lafayette and Warsaw	NIPSCO
Stony Run & Archwood	City Util.
C.B.D. (st., sdw. & prkstrp)	T & F Const.
1526 N. Harrison	NIPSCO
3525 Owaissa Dr. (prkstrp)	"
2200 W. State	"

430 Agnes	-NIPSCO
4825 Avondale (alley)	- "
1710 S. Calhoun	- "
2415 Cass	- "
6417 Centerton (parkstrp)	-City Util.
1823 Franklin (alley)	-NIPSCO
2515 Hanna	- "
4722 Hanna (alley)	- "
2530 Lynn	- "
On Manford beside 2901 Abbott	- "
4818 Marston (prkstrp)	-City Util.
217 McKinnie (alley)	-NIPSCO
4636 Newaygo Dr. (prkstrp)	-City Util.
Pontiac at intersec. of Hanna	" -NIPSCO
Taylor, W. of Morris	-City Util.
429 E. Wayne (alley)	-NIPSCO
1508 Wells	- "
5237 Brookview (driveway)	- "
1906 E. Rudisill	- "

4. AWARD CONTRACT:

Received tabulation and recommendation prepared by the Water Pollution Control Engineering Department for Sewer Resolution No. 300-77 for Washington Center Road Lift Station Elimination, Phase I - Alternate.

Award contract to Bercot, Inc. at and for their bid in the amount of $68,800.00 subject to councilmanic approval.

Ordered the Water Pollution Control Engineering Department to prepare contract and necessary documents.

5. RECEIVE BIDS:

Sidewalk Improvement Resolution No. 5793-77 for the construction of sidewalk on Spy Run Avenue - west side adjacent Historic Old Fort from the north sidewalk line of St. Marys River Bridge to a point 600 feet ± northeast thereof to a width of six feet. Note: West driving lane and gutter line will be wedged in with H.A.C. to conform to newly established sidewalk grade.

Referred to the Street Engineering Department for tabulation and report.

Award contract on Wednesday, January 11, 1978 at 9:00 a.m.

BROOKS CONST. COMPANY ------------ $24,212.75

L. W. DAILEY, INC. ----------------$19,835.60

RIETH-RILEY CONST. CO. ------------$25,893.25

CARRINGTON & ASSOCIATES, INC.----- $22,318.55

Meeting adjourned until 2:00 p.m.

6. Received bids for providing Cable Television System for the City of Fort Wayne:

Original bids presented to the Fort Wayne Natio Bank to be held in Escrow until contract is award. Duplicate bids distributed as per ordinance.

* See below: ------------	1.	2.	3.	4.	5.	6.	7.
Pt. II-A.1- Reg. Serv. Chg.	5.95 - 7.50 alt.	7.00	7.50	6.50 - 7.00	5.65 - (12 Ch.) 6.85 - (35 Ch.)	6.45	6.50 (12 Ch.) 9.95 (+8 Ch. Cube
Pt. II-A.2 Install Chgs.	15.00	15.00	12.50	20.00	15.00	19.95	19.95
Pt. II-A.5 Pay Service	4.95	1.50 - 5.95 alt.	3.95	8.00	3.95 - 6.95 alt.	3.50 - 6.95 alt.	9.95
Pt. II-B Sch. C - Homes Passed		62,500 at end of 2 yrs.		65,000 - at end of 3 yrs.	60,691 - at end of 3rd yr.	62,070 - at end of 3rd yr.	64,000 at end of 3rd yr.
Pt. IV-B.1 No. of Ch. Initially	12	35 Fwd. 4 Rev.	13	9	12	13	12
Pt. IV-B.4 No. of Ch. within 4 yrs.	36				35		20
Pt. IV-C1 No. of AM/FM Signals	19	27	27	27		20	33

BIDDERS:

* 1. American Television & Communications Corp.
2. Citizens Cable Communications, Inc.
3. Continental Cablevision
4. Summit City Cable
5. Telecable Corporation
6. Viacom Communications
7. Warner Cable Corporation

7. Received plat of The Hamlets of Woodland Ridge, Section I, submitted and approved by the City Plan Commission.

Approved.

8. Received request of Allen J. Diller for City to give Maplewood Park Utility authority to connect Maplewood Park Utility Main to Mr. Diller's property at 6732 Woodcrest Drive.	Approved. Sent notification to Maplewood Park Utility.
9. Received Invoice No. 2 of Wayne Asphalt & Construction Company, Inc. in the amount of $23,959.50, prepared and approved by the Street Engineering Department, covered by Resolution No. 5754-1977 - North Washington Road Resurfacing.	Approved. Ordered the amount of $5,871.75 from Revenue Sharing Fund. Remaining balance is $18,087.75.
0. Received Invoice of Turnbell-Green and Associates, Inc., in the amount of $9000, prepared and approved by the Water Pollution Control Engineering Department, for professional engineering services in connection with Washington Center Road Lift Station - Phase I. (Sewer Res. 300-77).	Approved and ordered paid by City Utilities from the Water Pollution Control Utilty Fund.
1. Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit from John Hartman Construction (in lieu of maintenance bond, the developer has submitted an irrevocable letter of credit) for MANOR PARK, SECTION C Sanitary Sewer.	Approved. Ordered acceptance letter written.
2. Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit from John Hartman Construction (in lieu of maintenance bond, the developer has submitted an irrevocable letter of credit) for MANOR PARK, SECTION "D" Sanitary Sewer.	Approved. Ordered acceptance letter written.
3. Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit from John Hartman Construction (in lieu of maintenance bond, the developer has submitted an irrevocable letter of credit) for MANOR PARK, SECTION "E" Sanitary Sewer.	Approved. Ordered acceptance letter written.
4. Received Change Order #1 of Wayne Asphalt and Construction Company, Inc. in the amount of $18,087.75, prepared and approved by the Street Engineering Department, for Resolution No. 5754-1977 for 1977 Resurfacing - North Washington Road.	Approved. Ordered sent to the Common Council on Tuesday, January 10, 1978 at 8:00 p.m.
5. Received Escrow Agreement between Bercot, Inc.; Indiana Bank & Trust Company of Fort Wayne, Indiana, and Board of Public Works, City of Fort Wayne, Indiana, covering Sewer Resolution No. 294-1977 - Freeman - Covington Area. (E.D.A. Proj. 06-51-26281). Said Agreement conforms with Indiana code 5-16-5.5, requiring the City to deposit retainage on payments for contracts amounting to $100,000 or more with an escrow agent.	Approved.

16. Received Escrow Agreement between Weigand Construction Company, Inc.; Indiana Bank and Trust Company; and Board of Public Works, City of Fort Wayne, Indiana, covering The Fort Wayne Humane Shelter - E.D.A. Project 06-51-26280. (GENERAL CONSTRUCTION).

    Said Agreement conforms with Indiana code 5-16-5.5, requiring the City to deposit retainage on payments for contracts amounting to $100,000 or more with an escrow agent.

Approved.

17. Received Escrow Agreement between A. Hattersley & Sons, Inc.; Anthony Wayne Bank; and Board of Public Works, City of Fort Wayne, Indiana, covering the Old City Hall Renovation - EDA Project No. 06-51-26917. MECHANICAL CONSTRUCTION.

    Said Agreement conforms with Indiana code 5-16-5.5, requiring the City to deposit retainage on payments for contracts amounting to $100,000 or more with an escrow agent.

Approved.

18. Received Escrow Agreement between W. A. Sheets & Sons, Inc., Indiana Bank & Trust Company and Board of Public Works, City of Fort Wayne, Indiana, covering the Old City Hall Renovation - EDA Project No. 06-51-26917. GENERAL CONSTRUCTION.

    Said Agreement conforms with Indiana code 5-16-5.5, requiring the City to deposit retainage on payments for contracts amounting to $100,000 or more with an escrow agent.

Approved.

19. Received quotations from the Purchasing Agent for the purchase of gasoline for January 1, 1978 thru December 31, 1978 for City Utilities Garage and Park (Lawton), Fire and Traffic Departments requirements for Regular, Premium and No Lead Gasoline. (TOTAL ESTIMATED AMOUNT: $341,844.05).

SUPPLIER:	C. C. P.O. #	C.U. P.O. #
SUMMIT CITY STANDARD --------	B-4-02004	B-9656
SMITH PETROLEUM	B-4-02005	B-9657
LASSUS BROTHERS	B-4-02006	B-9658
LaRUE ENERGY	B-4-02007	B-9659
INDLAND OILS	B-4-02008	B-9660
FORTMEYERS	B-4-02009	B-9661
GLADIEUX REFINERY	B-4-02010	B-9662

Approved Blanket Purchase Orders for requirements of gasoline from January 1, 1978 thru December 31, 1978.

Ordered sent to the Common Council on Tuesday, January 24, 1978 at 8:00 p.m

Civil City Purchase Orders are for use of Park (Lawton) Department, Fire Department and Traffic Department.

City Utilities Purchase Orde are for use of City Utilitie Garage.

Meeting adjourned at 3:20 p.

Henry P. Wehrenberg

Ethel H. LaMar

May G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Secretary and Clerk

Thursday, January 5, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar,
M. G Scott
Ursula Miller

Received Minutes of Meeting held on Wednesday, January 4, 1978 at 9:00 a.m.

1. Continued from December 15, 1977
HEARING ON CONFIRMATION:

Curb Improvement Resolution No. 5788-1977 for the construction of curbing on the south side of Lake Avenue from the west curb line of Anthony Boulevard to a point 188 feet west thereof. Southwest corner wingwalk with paraplegic ramps included, to be paid by City of Fort Wayne.

CONFIRMED.

Advertise, Notice to Contractors, January 13 and January 20, 1978.

Receive bids on Wednesday, January 25, 1978 at 8:00 p.m.

Ordered the Street Engineering Department to prepare bid documents.

2. Continued from December 15, 1977
HEARING ON CONFIRMATION:

Sidewalk Improvement Resolution No. 5789-1977 for constructing sidewalk along South Calhoun Street, West Crown Lane, South Harrison Street and West Concord Lane, more specifically identified as the south 27 feet of Lots #1, #22, #21, #13, #34, #39, #41, #48 except south 5 feet, #47, the west 5 feet of #46, #14, #38, #40, all in Lincolnshire Addition, Section "A"; and Lots #82 and #81 in Lincolnshire Addition, Section "B". Said sidewalk shall be constructed to a width of five feet with four inch depth 4000 psi concrete.

CONFIRMED.

Advertise, Notice to Contractors, January 13 and January 20, 1978.

Receive bids on Wednesday, January 25, 1978 at 8:00 p.m.

Ordered the Street Engineering Department to prepare bid documents.

3. HEARING ON CONFIRMATION: Alley Improvement Resolution No. 5790-77 for improving the alley between Florida Drive and Alabama Avenue from the north property line of Forest Avenue to the south property line of State Boulevard.	Continued to Thursday, January 19, 1978 at 3:30 p.m. Time up to receive remonstrance Monday, January 16, 1978 at 5:00 p.m.
4. Received a request from Minartz Plumbing, 1924 E. Pettit, for permission to barricade 3601 Maumee Avenue (just west of Coliseum) - will be cutting all the way across Maumee Avenue on Friday, January 6, 1978 from 8:00 a.m. to 5:00 p.m. PURPOSE: Install 6" sanitary sewer.	Approved and permit issued.
5. Received a request from NIPSCO, 1501 Hale Avenue, for permission to barricade the entrance to alley west of Barr Street between Wayne and Berry on Monday, January 9, 1978 thru Friday, January 13, 1978 from 8:00 a.m. thru 4:00 p.m. -at all times. PURPOSE: Install 6" gas main.	Approved and permit issued.

Meeting adjourned 4:00 p.m.

Henry P. Wehrenberg

Ethel H. La Mar

Tracy G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Secretary and Clerk

Monday, January 9, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, E. H. Lamar M. G Scott Ursula Miller
1. Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2. Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3. Received request from City Utilities to designate individual authorized to sign forms, reports and other instruments in connection with the receipt and use of tax-free alcohol for the Three Rivers Filtration Plant laboratory.	Appointed Chief Chemist of Three Rivers Filtration Plant. Sent certification to Department of the Treasury, Bureau of Alcohol, Tobacco and Firearms.
4. Received Escrow Agreement between T & F Construction Corporation of Indiana, Indiana Bank & Trust Company and Board of Public Works, City of Fort Wayne, Indiana, covering Street Lighting Resolution No. 125-1977 (06-51-26289) Central Business District Area. Said Agreement conforms with Indiana code 5-16-5.5, requiring the City to deposit retainage on payments for contracts amounting to $100,000 or more with an escrow agent.	Approved.
5. Received Policy and Procedure for Installation of Remote Meter Reading Units in all new residences supplied by the Fort Wayne Water Utility.	Approved. A true copy is incorporated herein.
6. Received invoice from Department of Natural Resources (Division of Water) for the City of Fort Wayne's annual contribution to sharing the cost of operation and maintenance of stream gaging station on the St. Joseph River at Cedarville, Cedarville Reservoir, and the Maumee River at New Haven. Invoice is in the amount of $2,140.00 for the period of July 1, 1977 to June 30, 1978.	Approved. Ordered City Utilities to pay invoice from the Water Utility Fund.

7. Received Invoice No. 1 of Cole - Matott, Architects / Planners, for architectural services for renovation of OLD CITY HALL, EDA Project No. 06-51-26917, in the amount of $38,987.57, for services from August 25, 1977 through December 29, 1977.	Approved and ordered paid out of E.D.A. Grant.
8. Received Invoice No. 1 of A. Hattersley & Sons, Inc., in the amount of $2,574.00, prepared and approved by Cole - Matott, Architects, covering Mechanical Construction for the Renovation of Old City Hall. (EDA Project No. 06-51-26917).	Approved and ordered paid out of E.D.A. Grant. Ordered City Controller to pay invoice No. 1 of A. Hatters y & Sons, Inc. in the amount of $2,574.00. Also ordered City Controller to pay amount of $286.00 to A. Hattersley & Sons, Inc. Escrow Account at Anthony Wayne Bank.
9. Received Invoice No. 1 of W. A. Sheets & Son, Inc., in the amount of $6,955.20, prepared and approved by Cole - Matott, Architects, covering General Construction for the Renovation of Old City Hall. (EDA Project No. 06-51-26917).	Approved and ordered paid out of E.D.A. Grant. Ordered City Controller to pay invoice No. 1 of W. A. Sheets & Son in the amount of $6,955.20. Also ordered City Controller to pay amount of $772.80 to W. A. Sheets & Son Escrow Account at Indiana Bank & Trust Company.
10. Received quotations from the Purchasing Agent for the proposed purchase under Blanket Order of Cleaners, Solvents and Wax for the Car - Truck Wash for City Utilities Garage and Public Garage, Fire Garage, Park (Lawton) and Traffic: Blanket Order for the year of 1978.	Through the recommendation of the Purchasing Agent, the bids were accepted as follows:
CRAFT LABORATORIES	Craft Lab. --- B-9687 B4-01982 $3,345 5
JANITOR SUPPLY COMPANY, INC.	Janitor Sup.-- B-9688 B4-01983 $1,879 5
	Ordered sent to the Common Counci on Tuesday, January 24, 1978 at 8 0 p.
11. Received a request from Mary Menifee, 2905 McCormick Avenue, for permission to use for garden purposes the following property, Lot 70, Abott's Add., 3113 Harvester Avenue, for the period beginning on the 1st day of February, 1978 and ending on the 31st day of October, 1978. PURPOSE: for gardening purposes only.	Approved.

12. Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of Worthman Homes, Inc. with Guaranty Bond in the amount of $3,000 signed by Ohio Casualty Insurance Company for Storm and Sanitary Sewer - Winterset Addition, Section III.	Approved. Ordered acceptance letter written.
13. Received Partial Payment Estimate No. 4 of John Dehner, Inc. in the amount of $37,436.76 on Sewer Resolution No. 290-1977 - North Maumee Interceptor, Section I - Water Quality Control Project C-180839-01. Estimate is for the period of November 30, 1977 to January 4, 1978.	Approved and ordered invoice No. 4 of John Dehner, Inc. in the amount of $37,436.76 paid by City Utilities from the Water Pollution Control Utility Fund. Also, ordered retainage in the amount of $4,159.65 paid by City Utilities to John Dehner, Inc. Escrow Account at Lincoln National Bank & Trust Company.
14. Received Partial Payment Estimate No. 4 of John Dehner, Inc. in the amount of $7,953.12 on Sewer Resolution No. 290-1977 - North Maumee Interceptor, Section II - Water Quality Control Project C-180839-01. Estimate is for the period of November 30, 1977 to December 31, 1977.	Approved and ordered invoice No. 4 of John Dehner, Inc. in the amount of $7,953.12 paid by City Utilities from the Water Pollution Control Utility Fund. Also, ordered retainage in the amount of $883.68 paid by City Utilities to John Dehner, Inc. Escrow Account at Lincoln National Bank & Trust Company.

Meeting adjourned at 11:00 a.m.

Henry P. Wehrenberg
Ethel W. LaMar
Mary G. Scott
BOARD OF PUBLIC WORKS

ATTEST:
Ursula Miller
Secretary and Clerk

Wednesday, January 11, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. WEhrenberg, E. H. Lamar
M. G. Scott
Ursula Miller

Received minutes of meetings held on Thursday, January 5, 1978 at 3:30 P.m. and Monday, January 9, 1978 at 9:00 a.m.

1. Received purchase orders from the Purchasing Agent of City Utilities. — Approved.

2. Received payment vouchers from the Auditor of City Utilities. — Approved and ordered sent to the Department of Finance.

3. Received street cut applications: — Approved and permits issued.

2605 N. Anthony (alley) ---------- Shoda Enter.
6000 Blk. Bluffton Rd. - City Util.
2716 Busche Dr. - NIPSCO
2722 Busche Dr. - "
1500 S. Calhoun - City Util.
4305 Fairlawn (prkstrp) - "
Fifth St. from Calhoun to Harrison and in 1500 Blk of Harrison - NIPSCO
3318 Garland - City UTIL.
1524 N. Harrison - "
1209 Jackson - "
2505 Knollridge - NIPSCO
2516 Knollridge - "
2510 Knollridge - "

2417 Knollridge - "
2421 Knollridge - "
5 ft. & 127 ft. n/o W. Louisedale - I & M
3601 Maumee - Heinz Minartz Plumb.
5732 Millford Ct. - NIPSCO
2710 Mounded Ct. - "
Nordholme / 3326 Dodge - "
3709 Oliver (alley) - "
6903 Ordway Dr. - "
3525 Owaissa Way - "
3342 Parnell (prkstrp) - City Util.
2931 Pittsburg - NIPSCO
Poinsette at Huffman (prkstrp) - City. Util.
231 E. Pontiac - NIPSCO
2701 Reynolds - "
3018 Ridgeway DR. - "
3712 E. Sherwood Terrace - "
4830 Smith (2) - City Util.
2200 Blk. W. State - NIPSCO
Sawmill Run & Frenchman's Crossing - "
E. Wayne & Grant - City Util.
Wayne Trace, 1/2 blk. E. of Anthony - "
4215 Werling. - "

1017 W. Wildwood (prkstrp) -No. Side Plumb.
126 E. Williams -NIPSCO
3031 Winter (prkstrp) -City Util.
2628 Broadway -NIPSCO
Cass & Jacobs - "
817 Edgewater (alley) - "
Intersec. of Fairfield & Creighton - "
1530 N. Harrison - "
511 Hoffman - "
Intersec. Ida & Steup (prkstrp)- "
1405 Kitch - "
4008 Spatz (alley) - "

4. Received private sidewalk applications:

3701 Calhoun ---------------- Hawk Const., Inc.
1626 Lofton Way ------------- Colonial Homes

Approved and permits issued.

5. Received driveway applications:

2615 Busche Dr. ------------E. Roussel
2623 Busche Dr. ------------E. Roussel
2710 Busche Dr. ------------E. Roussel
2421 Knollwood Ct. ---------E. Roussel
2521 Knollwood Ct. ---------E. Roussel
2528 Knollwood Ct. ---------E. Roussel
6903 Ordway Dr. ------------E. Roussel

Approved and permits issued.

6. Received tabulation and recommendation prepared by the Street Engineering Department for Sidewalk Improvement Resolution No. 5793-1977 - Sidewalk on Spy Run Avenue adjacent to the Old Fort.

Award contract to L. W. Dailey, Inc. at and for their bid in the amount of $19,835.60 subject to councilmanic approval.

Ordered the Street Engineering Department to prepare contract and necessary documents.

7. Received Invitational Bids from the Street Engineering Department for the construction of sidewalk on the corner of Maumee and Dubois and sidewalk and wingwalk (Maumee Side) replacement.

Tabulation and recommendation was received from the Street Engineering Department for the above.

Approved the bid of Carrington & Associates in the amount of $1,198.00.

Civil City Purchase Order No. 03420 issued in the amount of bid.

8. Received a petition for the feasibility study for the installation of a sanitary sewer on Illinois Road from Getz Road to East.

Approved.

Ordered Water Pollution Control Engineering Department to investigate and report.

Board Order No. 1-78 issued.

9.	Received release of mortgage from Irving Trust Company to Indiana & Michigan Electric Company for real estate transferred to the City of Fort Wayne for relocation of Spy Run Avenue.	Approved. A true copy is incorporated herein. Ordered recorded.
10.	Received indenture between the City of Fort Wayne, by and through its Board of Public Works, and Indiana & Michigan Electric Company whereby the City grants to Indiana & Michigan Electric Company the following described premises situated in Washington Township, County of Allen, State of Indiana, and being a part of Section 35, Township 31 N, and Range 12 E and further described as follows: A strip of land 50 feet in width being 25 feet each side.	Approved. Ordered sent to Indiana & Michigan Electric Company for recording.
11.	Received complaint concerning maintenance of barricades at various construction sites.	Ordered all Engineering Departments to include a form in bid documents requiring contractors to list names and telephone numbers of those responsible for maintaining barricades at all times. If City must perform work, contractor will be charged. Ordered Street Engineer to notify all contractors in City.
12.	Received a request from NIPSCO, 1501 Hale Avenue, for permission to barricade the alley between Smith and Oliver north of Oxford on Wednesday, January 11, 1978 thru Friday, January 13, 1978 from 10:15 a.m. on 1/11/78 thru 12:00 Noon on 1/13/78. PURPOSE: Emergency - gas leak.	Approved and permit issued.

Meeting adjourned at 10:50 a.m.

Henry P. Wehrenberg

Ethel H. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Monday, January 16, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar
Ursula Miller

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3. Received street cut applications:

7307 Beaty (prkstrp) - City Util.
2628 Broadway - NIPSCO
817 Edgewater (alley) - "
1530 N. Harrison - "
1210 Hayden - "
511 Huffman - "
Intersection of Ida & Steup - "
Jacobs at intersec. of Cass - "
408 E. Rudisill (alley) - "
SE corner Nelson & Swinney (st.)- "

Approved and permits issued.

4. Received a request from Norfolk & Western R.R. (Division Engr. Office) P.O. Box 1215, for permission to barricade Taylor Street at R.R. tracks (one-half of street at a time) on Monday and Tuesday, January 16 and 17, 1978 from 8:30 a.m. till 6:00 p.m. each day.
PURPOSE: Install crossing arms.

Approved and permit issued.

5. Received Invoice No. 2 (FINAL) in the amount of $8,132.50 prepared and approved by the Street Engineering Department for Brooks Construction Company, Inc. covered by Resolution No. 5728-77 - Fourth and Fifth District Resurfacing.

Approved and ordered paid from Revenue Sharing Account.

6. Received partial payment estimate of Carrington & Associates, Inc. in the amount of $1,359.20 prepared and approved by Street Engineering Department covering work on Francis and Lewis wingwalk, Orchard Lane and Waynedale intersection pavement replacement. (Invitational Bid).

Approved and ordered paid under Purchase Order No. 4-04249.

7. Received request from Parking Administrator to cancel lease dated March 17, 1977 between City of Fort Wayne and the Auto Mart for use of the Parking Garage on Sundays.	Cancelled lease. Robert Timothy Fultz of Sunday Auto Mart notified.
8. Received Invoice of Office Interiors in the amount of $210.86, prepared and approved by Grinsfelder and McArdle Associates, for furnishings for the Ft. Wayne Senior Citizen Center, West Main Street. (FINAL).	Approved and ordered paid from Revenue Sharing Account Encumbered. (FINAL).
9. Received request of Allen County Commissioners to include a traffic signal at Tillman and Hessen Cassel intersection in Tillman Road Project M-F 864.	Approved. Sent notification to Allen County Commissioners.
10. Received Agreement from Street Lighting Administrator to employ Frank Dodrill as a consultant in Street Light Engineering Department for year of 1978.	Approved. Sent copy of agreement to Frank Dodrill.
11. Received pole line application: North side Collins Drive, east and west of Project Drive. -------------- I & M Elec.	Approved and permit issued.
12. Received four Acceptance Agreements on Project No. 3263-43-00 EPA No. C-180538-01, Water Quality Control Project Partial Work Completed for the following as recommended by H.N. T. and B. - Henry B. Steeg and Associates Div. and accepted by Hagerman - Shambaugh (Joint Venture): FOR NEW EQUIPMENT AND MATERIAL - DIVISION I.	Approved.
* 1. Railroad Unloading Station and Chemical Trench Piping.	* Warranty to be June 1, 1977.
** 2. Office and Locker Room Areas and Laboratory and Laboratory Equipment.	** Warranty to be July 1, 1976.
*** 3. Eleven (11) Plant Outside Lighting MG Fixtures. Fourteen (14) Plant Outside Lighting ME Fixtures. Six (6) Plant Outside Lighting MF Fixtures.	*** Warranty to be June 2, 1977.
**** 4. Two (2) New Grit Collector Drive Mechanism, Item 31, Section D-11. Two (2) New Jeffery-Dresser Catenary Bar Screens and Shredders, Item 30, Section D-11.	**** Warranty to be Sept. 15, 1977
13. Received Change Order No. 18 of Hagerman- Shambaugh - Joint Venture, in the amount of $492,060.57, prepared and approved by H.N.T. & B. - Henry B. Steeg & Assoc. Div., for Quality Control Project, Div. I, Water Pollution Control Plant Expansion.	Approved. Ordered sent to the Common Council on Tuesday, January 24, 1978 at 8:00 p.m.

14. Received four Acceptance Agreements on Project No. 3263-43-00 EPA No. C-180538-01, for NEW EQUIPMENT - Division I - Water Pollution Control Plant Expansion Water Quality Control Project for the following as recommended by H.N.T. and B. - Henry B. Steeg and Associates Div. and accepted by Hagerman - Shambaugh (Joint Venture): * 1. New Secondary Settling Tank Equipment. ** 2. Four New Digester Cover Position Indicators and Three New Digester Covers. * 3. New Air Diffusion Equipment in New Aeration Tanks. * 4. Four new Slide Gates and Four Telescopic Scum Valves at New Secondary Settling Tanks No. 6,7,8 and 9.	Approved. * Warranties to be August 8, 1977. ** Warranty to be September 1, 1977.
15. Received Special Sewer Permit for Morton M. Douglass, prepared and approved by the Water Pollution Control Engineering Department to construct sanitary sewer known as AMOCO OIL - Parkwood Place - Sanitary Sewer Extension. L. W. Dailey, Inc. is to perform the construction work. Maintenance Bond for 25% of the value of the work prior to acceptance into the City's Sewer System will be obtained.	Approved and Special Sewer Permit issued. Board Order No. 2-1978.
16. Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of John Hartman Construction Company with maintenance bond for 100% of the work ($25,003.00) to run for a period of one year signed by State Automobile Mutual Insurance Company for Canterbury Villas Sanitary Sewer (ONSITE).	Approved. Ordered acceptance letter written.
17. Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of T - G Excavating, Inc. The developer submitted an "irrevocable letter of Credit No. LC-478" in lieu of Guaranty Bond. Report covers Special Sewer know as Crown Colony, Section "J" Sanitary Sewers. Developer is Colony Heights, Inc.	Approved. Ordered acceptance letter written.
18. Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of John Hartman Construction Company. Per Agreement for sewer extension between City and Michael W. Thomas (Instrument K-12-271) $5,189.50 is due Michael W. Thomas for oversizing. Contractor has submitted a maintenance bond for 100% of the contract cost of $20,057.50 to run for a period of one year. Project is Villas of the Market Place OFFSITE Sanitary Sewer.	Approved. Ordered acceptance letter written. Ordered City Utilities to issue a check in the amount of $5,189.50 to Michael W. Thomas for oversizing. Payment is to be made from the Water Pollution Control Utility Fund.

19. Received Escrow Agreement between Hagerman Construction Corporation; Lincoln National Bank & Trust Company; and Board of Public Works, City of Fort Wayne, Indiana, covering Project: Water Contract No. 77-W-1 - Wash Water Retention Basin. Amount of contract is $540,600.00. Approved.

Said agreement conforms with Indiana code 5-16-5.5, requiring the City to deposit retainage on payments for contracts amounting to $100,000 or more with an escrow agent.

20. Received Change Order No. 1 of Bercot, Inc. in the decreased amount of $28.45, prepared and approved by Water Pollution Control Engineering Department, covered by Sewer Resolution No. 871-1976 for Parkwood Place Addition. Approved.

21.

AGREEMENT
ARDMORE AVENUE ENVIRONMENTAL IMPACT STATEMENT
PREPARATION COST AGREEMENT

This agreement made this 16th day of January, 1978, by and between the Allen County Board of Commissioners, hereinafter referred to as "County", and the Board of Public Works of the City of Fort Wayne, hereinafter referred to as "City".

WHEREAS, City and County are desirous of developing an Environmental Impact Statement of Ardmore Avenue from Baer Field Airport Area to Dupont Road Area, approximately 12.25 miles, also this study should show the coneection between the Ardmore Corridor and the routes as described in the Baer Field Area Study prepared by a Consulting Firm, Butler, Fairman and Seufert, and

WHEREAS, said Road lies partially within the corporate limits of the City and partially in the County of Allen, and

WHEREAS, said Road is part of the 1990 Master Transportation Plan as developed by the Three Rivers Coordinating Council.

NOW THEREFORE, the City and County for the considerations hereinafter named agree as follows:

1. The City will retain Clyde E. Williams and Associates, Inc., a consulting engineering firm, to provide the engineering services for the Environmental Impact Statemen
2. City and County agree to share equally the cost of said study estimated to be within a range of $48,000 to $60,000.
3. Each party agrees to cooperate in providing assistance and technical data as necessary for the earliest successful completion of the study.
4. Copies of all correspondence, reports, minutes of meetings and any other printed information shall be furnished to the Allen County Highway Department, during the course of this contract project.

IN WITNESS WHEREOF, the parties hereto have executed this agreement the day and year first written above.

The commitments made above by the Allen County Commissioners are subject to the approval of funding by the Allen County Council.

Meeting adjourned at 10:40 a.m.

Henry P. Wehrenberg
Ethel H. LaMar

BOARD OF PUBLIC WORKS

ATTEST:
Ursula Miller
Secretary and Clerk

Wednesday, January 18, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar
Ursula Miller

Received Minutes of Meetings held on Wednesday, January 11, 1978 at 9 a.m. and Monday, January 16, 1978 at 9 a.m.

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3. Received driveway application:

3701 South Calhoun -------------Hawk Const. Co.
1626 Lofton Way ----------------Colonial Homes

Approved and permit issued.

4. Received street cut applications:

Approved and permit issued.

Brooklyn & Kinnaird	-	City Utilities
4018 Buell (alley)	-	NIPSCO
2107 Butler Rd.	-	"
1204 S. Calhoun (sdw.)	-	City Utilities
6311 S. Calhoun	-	"
6131 Chaddsford (prkstrp)	-	"
2503 Clifton Hills	-	"
W. Creighton w/o intersec. of Fairfield	-	NIPSCO
1434 Drexel (alley)	-	"
6606 Durango	-	"
Eby & Bevel	-	City Utilities
Intersec. Edsall & Old Maumee	-	Gen. Tele.
1327 Gay (prkstrp)	-	City Utilities
1526 N. Harrison	-	NIPSCO
6201 Highgate Place	-	"
1701 Kenwood	-	City Utilities
1405 Kitch	-	NIPSCO
1317 E. Lewis (alley)	-	"
1820 Link	-	"
3023 Mardigras Lane	-	"
Meda Pass & Nuttman (prkstrp)	-	City Utilities
3005 Monroe (alley)	-	NIPSCO
1905 Papermill Crossing	-	"
1833 Papermill Crossing	-	"
412 Ross (prkstrp)	-	City Utilities
1906 E. Rudisill	-	NIPSCO
Senate at intersec. of Hessen Cassel Rd.	-	"
6212 Shell Dr.	-	"
Sherman at 821 W. Coliseum	-	"
4808 Spatz (alley)	-	"

1116 St. Joe Blvd. (alley) - NIPSCO
3205 Stepping Stone Lane - "
1117 Summit (alley) - "
No. s/w of Washington Blvd. 180' w/o Monroe St. - Gen. Tel.
3940 N. Washington Rd. - NIPSCO
1508 E. Wayne - "
4602 Woodsdale - "
3414 Oliver (alley) - "
1215 Cass (prkstrp) - City Utilities
Douglas & Barr - "
1405 Kitch extend on to Pittsburg - NIPSCO
5200 Northcrest (prkstrp) - City Utilities
1610 Sinclair (prkstrp) - "
St. Joe Center Rd. approx. 690' E/o N. Clinton - Gen. Tele.
4024 Warsaw - City Utilities
4410 N. Washington Rd. - Nobis Const.
1419 W. Wildwood - NIPSCO
3406 Alexander (alley) - "
400 E. Jefferson (alley) - "
320 E. Masterson - "

5. RECEIVE BIDS:

Street Lighting Improvement Resolution No. 128-1977 for lighting Anthony Wayne Village, Section 7 Addition more specifically defined as Andre Lane from Hessen Cassel to Winston Drive, Winston Drive from Andre Lane to Schaper Drive, Schaper Drive from Winston Drive to Austin Drive, Austin Drive from Schaper Drive to Andre Lane and Marvin Drive from Austin Drive to Andre Lane:

N. G. GILBERT, INC. ---------- $24,350.00

SCHMIDT ELEC. CO. ------------ $22,110.98

T & F CONST. CORP. ----------- $23,150.65

Referred to the Street Lighting Engineering Department for tabulation and report.

Award contract on Monday, January 23, 1978 at 9:00 a.m.

6. Pursuant to report from City Utilities Auditing Department listing unpaid Miscellaneous Accounts Receivable Write-offs as per list submitted in the total amount of $4,561.34 (Water: $2,688.18 and Sewer: $1,873.16).

Approved.

7. Received quotations from the Purchasing Agent for the proposed purchase of one 1978 four-door sedan for the Community Development and Planning Department:

HEFFNER CHEVROLET INC.---------- $4,288.25

HOOSIER FORD ------------------- $4,355.59

The bid of Hefner Chevrolet, Inc. was accepted in the amount of $4,288.25 under Purchase Order No. 4-01966, dated December 15, 1977.

Ordered sent to the Common Council on Tuesday, February 14, 1978 at 8:00 p.m.

8. Received quotation from the Purchasing Agent for the proposed repair of Water Pollution Control Maintenance Vactor, Model 400, for Water Pollution Control Maintenance Department:

DEEDS EQUIPMENT CO., INC. --------$4,736.90 for parts and labor.

The bid of Deeds Equipment Co., Inc. was accepted in the amount of $4,736.90 under Purchase Order No. 9731, dated January 16, 78

Ordered sent to the Common Council on Tuesday, February 14, 1978 at 8:00 p.m.

9. Received Invoice of E. A. Reim Plumbing & Heating, Inc. in the amount of $3,640.00 prepared and approved by Michael F. Popp, Architect, covering plumbing and heating for conversion of Nebraska Community Center at 1716 West Main Street. (FINAL).	Approved and ordered paid by Community Development and Planning.
10. Received inspection report, from the Water Pollution Control Engineering Department and Completion Affidavit of Tim Evans with guarantee bond in the amount of $4,000 signed by Wolverine Insurance Company for Woodridge Drive Sanitary Sewer Extension.	Approved. Ordered acceptance letter written.
11. Received inspection report, from the Water Pollution Control Engineering Department and Completion Affidavit of Northeastern Construction Company, Inc. with guarantee bond in the amount of $17,500.00 signed by American States Insurance Company for Lofton Woods Sanitary Sewer - Lofton Woods Section III.	Approved. Ordered acceptance letter written.
12. Received contract, Guaranty Bond and Performance Bond of T & F Construction Corporation, in the amount of $14,207.80, prepared by the Street Lighting Engineering Department, signed by Fidelity & Deposit Company of Maryland for Street Lighting Resolution No. 126-1977 for East Central Phase II.	Approved. Ordered sent to the Common Council on February 14, 1978 at 8:00 p.m.
13. Received four Acceptance Agreements on Project No. 3263-43-00 EPA No. C-180538-01 for NEW EQUIPMENT AND MATERIAL - Division I - Water Pollution Control Plant Expansion Water Quality Control Project for the following as recommended by H.N.T. and B. - Henry B. Steeg & Associates Division and accepted by Hagerman - Shambaugh (Joint Venture): 1. 4160-Volt Primary Switch Gear. 2. 4160-Volt Emergengy Switch Gear. 3. 4160-Volt Blower Starters. 4. 480/277-Volt 2,000 KVA Unit Substation.	Approved. Warranties are dated October 14, 1977.
14. Received inspection report from the Water Engineering Department and Completion Affidavit of T - G Excavating. The developer submitted an "irrevocable letter of Credit No. LC-479 in lieu of Guaranty Bond for Water Contract #7716 - Crown Colony, Section "J".	Approved. Ordered acceptance letter written.

15.	Received a request from Allen County Right to Life % Mrs. John Becker, 3010 Andre Lane, for permission to barricade Brackenridge from Calhoun to Webster on Saturday, January 21, 1978 from 11:00 a.m. till 12:30 p.m. PURPOSE: Forming groups for parade.	Approved and permit issued.
16.	Received a request from Allen County Right to Life % Mrs. John Becker, 3010 Andre Lane, for permission to hold a parade on Saturday, January 21, 1978 from 12:00 Noon and 1:00 p.m. starting location: Harrison at Brackenridge. Route to be followed: Harrison Street at Post Office north to Jefferson; east to Calhoun; south to Lewis; east to Barr; south on Barr to Central High School. PURPOSE: Pro-Life March 5th Anniversary Parade.	Approved and permit issued.
17.	Received invoice of T & F Construction Corporation in the amount of $16,682.30 approved by the Street Lighting Engineering Department for work covered by Street Lighting Resolution No. 124-77 - West Central Phase II.	Approved and ordered paid by Community Developement and Planning.

Meeting adjourned at 11:05 a.m.

Henry P. Wehrenberg

Earl W. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

January 19, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, E. H. Lamar Ursula Miller
Received Minutes of Meeting held on Wednesday, January 18, 1978 at 9:00 a.m.	
1. Continued from January 5, 1978 HEARING ON CONFIRMATION: Alley Improvement Resolution No. 5790-1977 for improving the alley between Florida Drive and Alabama Avenue from the north property line of Forest Avenue to the south property line of State Boulevard. Remonstrance received after being tabulated contains 34 of 47 or 72% of resident property owners.	RESCIND ALL ACTION.
2. HEARING ON CONFIRMATION: Sidewalk Improvement Resolution No. 5792-1977 for the removal and replacement of sidewalk and curb on Home Avenue from the west curb line of Broadway to the east curb line of Thompson Avenue to a width of five feet four inch depth and 6" x 20" Type III curb.	Continued to Thursday, February 2, 1978 at 3:30 p.m. Time up to receive remonstrance Monday, January 30, 1978 at 5:00 p.m.
3. Received Contract Guaranty and Liability Bonds of Nobis Construction Company in the amount of $59,783.00, prepared by the Water Pollution Control Engineering Department, signed by Fidelity & Deposit Company of Maryland for Sewer Resolution No. 295-77 - Glenwood Park Lift Elimination Station Sanitary Sewer.	Approved. Ordered sent to the Common Council on Tuesday, Feb. 14, 1978 at 8:00 p.m.

Meeting adjourned at 4:30 p.m.

Henry P. Wehrenberg
Ethel H. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

Monday, January 23, 1978

Department of Public Works
Office of the Board
Room 910 City-County Building
Regular meeting held at 9:00 a.m.

	H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, E. H. Lamar Ursula Miller
1.	Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2.	Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3.	Received street cut applications: Calhoun at Wayne & Washington ------ NIPSCO 2706 Corvalis (prkstrp) - City Util. 1225 Harmar - " Maumee behind 3715 E. Washington - NIPSCO 608 Oxford (alley) - " 6218 Shell - " 3320 Shoaff Pk. River Dr. - " Stellhorn Rd. E. of Bridge (prkstrp)-City Util. 814 W. Superior (prkstrp) - " S/E cor. Barr & E. Wayne - NIPSCO 1017 Kensington (alley) - " 3421 Lillie (alley) - " 3410 Robinwood (alley) - "	Approved and permits issued.
4.	AWARD CONTRACT: Received tabulation and recommendation prepared by the Street Lighting Engineering Department for Street Lighting Resolution No. 128-1977 for Anthony Wayne Village Section 7 Addition more specifically defined as Andre Lane from Hessen Cassel to Winston Drive, Winston Drive from Andre Lane to Schaper Drive, Schaper Drive from Winston Drive to Austin Drive, Austin Drive from Schaper Drive to Andre Lane and Marvin Drive from Austin Drive to Andre Lane.	Continued to January 30, 1978 at 9:00 a.m.
5.	Received a request from Roto-Rooter Service, 3714 Lake Avenue, for permission to barricade alley south of 3801 Reed Street on January 24 to January 27, 1978 starting at 8:00 a.m. PURPOSE: . Repairing Sewer.	Approved and permit issued.

6. Received a request from American Red Cross, 1212 E. California, for permission to barricade (bag) the first three meters on the south side of Douglas nearest Harrison Street on Monday, February 27, 1978 from 8:30 a.m. till 4:30 p.m.
PURPOSE: Meters bagged for parking Special Van for use of American Red Cross.

Approved and permit issued.

7. Received Sidewalk Improvement Resolution No. 5795-1978, final plans, estimate, specifications and property ownership list, prepared by the Street Engineering Department, for construction of sidewalk and driveway approach on Rivermet Avenue - Fronting Lot #426 - Exc. W. 39 ft. - Lakeside Park Addition (1203 Crescent Avenue).

WAIVER on the Resolution of Improvement is signed by the only property owner.

Approved and adopted. A true copy of which Resolution No. 5795-78 is incorporated by reference herein and appears in Minutes herein, under Sidewalk Improvement Resolution No. 5795-1978.

WAIVER of Notice of public hearings is incorporated by reference herein and is filed in folder with Sidewalk Resolution No. 5795-78.

CONFIRMED.

Advertise Notice to Contractors January 27, 1978 and February 3, 1978.

Receive bids on Wednesday, February 8, 1978 at 9:00 a.m.

8. Received Sidewalk Improvement Resolution No. 5796-1978, final plans, estimate, specifications and property ownership list, prepared by the Street Engineering Department as follows:

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE INDIANA, that it is deemed necessary to construct sidewalks, curbs, street lighting, storm drainage, and resurfacing of Columbia Street, also commonly identified as "The Landing", commencing at the west property line of Calhoun Street to the east property line of Harrison Street commencing at the south property line of Columbia and running south 150 feet thereof, also sidewalk and curb improvements on the east side of Harrison, commencing at the north property line of Columbia and running north 110 feet thereof, and

WHEREAS, this represents the continuing effort of the Board of Works to increase property values by maintaining basic improvements and reducing safety hazards to pedestrians all in accordance with the code of the City of Fort Wayne, Indiana, Chapter 25, Article 2, Section 25 - 21 and Indiana Code 19-8-16-9, and

WHEREAS, the Fort Wayne Board of Public Works advised the property owners of the defective sidewalk and the need for repair of same by mail on June 15, 1977, and

WHEREAS, said property owners failed to make proper restoration of sidewalk within allotted thirty (30) days,

Approved and adopted. A true copy is incorporated herein.

Advertise Notice to Property Owners, January 27, 1978 and February 3, 1978.

Hearing on Confirmation, Thursday, February 16 , 1977 at 3:30 p.m.

Notices to be mailed February 3, 1978.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF FORT WAYNE, INDIANA, that arrangements for the repair of all defective sidewalks and curbs in the aforesaid area will be made by the City of Fort Wayne, all in accordance with the profile, details, drawings and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered

The cost of said improvement shall be assessed upon the real estate abutting on said Columbia Street and Harrison Street as above described and per Board of Public Works cost participation policy of 75% property owner cost for a 12 foot standard concrete type II-(B) sidewalk and 50% cost for a standard concrete type II-B curb and this cost has been determined to be in the amount of $50.00 per foot. The remaining cost participation of 25% for sidewalk, 50% for curbs, all brick work within the parkstrip, street resurfacing, storm drainage, tree planters, will be funded by the Redevelopment Commission City of Fort Wayne, Indiana. And finally, street lighting will be coordinated with the above noted improvements but will be funded from the Street Lighting fund, all according to the method and manner provided for in an Act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all Acts amendatory thereto and supplemental thereof.

9. Received Agreement between Board of Public Works and Redevelopment Commission providing for construction and financing of Resolution No. 5796-1978 - "The Landing".

Approved an a copy is incorporated herein.

10. Received Invitational Bids from the Street Engineering Department for increasing alley return - first alley east of Calhoun and north of Esmond:

CARRINGTON & ASSOC. ----------- $1,021.15

EMIL P. HOLLIDAY -------------- $1,185.00

Approved. Awarded to Carrington & Associates.
Ordered Purchase Order No. 03425 issued for this project.

11. Received Invitational Bids from the Street Engineering Department for removal and replacement of concrete pavement - Bolton Drive:

EMIL P. HOLLIDAY ----------$1,534.00
CARRINGTON & ASSOC. -------$2,603.70
RIETH-RILEY CONST. CO.-----$2,705.00

Approved. Awarded to Emil P. Holliday.
Ordered Purchase Order No. 03426 issued for this project.

12.	WHEREAS, there was a North Clinton Street pavment "blow up" between U.S. #30 and Washington Center Road, and WHEREAS, the Board of Public Works deemed "Blow Up" necessitated emergency pavement repair, NOW, THEREFORE, BE IT RESOLVED by the Board of Public Works that L. W. Dailey, Inc. be instructed to repair blow up.	Approved invoice of L. W. Dailey, Inc. in the amount of $6,828.95 for repair of North Clinton Street pavment "blow up" between U. S. #30 and Washington Center Road. Ordered sent to the Common Council on Tuesday, February 14, 1978 at 8:00 p.m.
13.	Received Invoice No. 27 of H.N.T.B - Henry B. Steeg & Assoc., Div. in the amount of $182.43 for engineering services provided for Division II - Water Pollution Control Project - Terminal Ponds - C-180538-01.	Approved and ordered City Utilities to pay invoice from the Water Pollution Control Utility Fund.
14.	Received Invoice No. 27 of John Dehner, Inc.- Spears-Dehner, Inc. (Joint Bidders) in the amount of $12,957.81for the period of November 30, 1977 to December 30, 1977 for Water Quality Control Project - Division II Terminal Ponds Federal Project No. C-180538-01.	Approved and ordered invoice No. 27 of John Dehner, Inc. - Spears-Dehner, Inc. in the amount of $12,957.81 paid by City Utilities from the Water Pollution Control Utility Fund. Also, ordered retainage in the amount of $681.99 paid by City Utilities to John Dehner, Inc. - Spears-Dehner, Inc. Escrow Account at Lincoln National Bank & Trust Company.
15.	Received Invoice No. 27 of John Dehner, Inc.- Spears - Dehner, Inc. (Joint Bidders) in the amount of $1,921.19 for the period of November 30, 1977 to December 30, 1978 for Water Quality Control Project, Division III, Sludge Lagoons, Federal Project C-180538-01.	Approved and ordered invoice No. 27 of John Dehner, Inc. - Spears - Dehner, Inc. in the amount of $1,921.19 paid by City Utilities from the Water Pollution Control Utility Fund. Also, ordered retainage in the amount of $101.11 paid by City Utilities to John Dehner, Inc. - Spears - Dehner, Inc. Escrow Account at Lincoln National Bank & Trust Company.
16.	Received Change Order No. 2 of Brooks Construction Company, Inc. in the amount of $4,135.65 prepared and approved by the Street Engineering Department covered by Resurfacing Resolution No. 5757-1977 (Park Drive adjacent to St. Joe Boulevard).	Approved. Ordered sent to the Common Council on Tuesday, February 14, 1978 at 8:00 p.m.

Meeting adjourned at 10:50 a.m.

Wehrenberg

Earl W. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

WEDNESDAY, January 25, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar
Ursula Miller

Received minutes of meetings held on Thursday, January 19, 1978 at 3:30 p.m. and Monday, January 23, 1978 at 9:00 a.m.

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3. Receive street cut applications:

Approved and permits issued.

Clinton Ct. behind 3701 S. Calhoun -
1924 E. Creighton -
Euclid / 1906 E. Rudisill -
Harrison, Columbia & Calhoun -
806 Madison (alley) -
Northcrest & Stony Run -
2219 Oliver -
4509 Plaza -
3801 Reed (alley) -
2117 St. Joe Blvd. (alley) -
1033 Shore Dr. -
Stony Run & Northcrest (sdw.) -
Wabash N/o R. R. Tracks -
522 W. Washington (alley) -
Wayne & Fairfield -
3717 Central -
1103 E. Pontiac -

4. RECEIVE BIDS:

Curb Improvement Resolution No. 5788-1977 for the construction of curb on the south side of Lake Avenue from the west curb line Anthony Boulevard to a point 188 ft. west thereof - southwest corner wingwalk with paraplegic ramps included, to be paid by City of Fort Wayne.

BROOKS CONST. CO. ------------ $1,850.50

CARRINGTON & ASSOCIATES ------ $1,381.95

Referred to the Street Engineering Department for tabulation and report.

Award contract on Monday, January 30, 1978 at 9:00 a.m.

5.	RECEIVE BIDS: Sidewalk Improvement Resolution No. 5789-1977 for the construction of sidewalk along South Calhoun Street, West Crown Lane, South Harrison Street and West Concord Lane area - all in Lincolnshire Addition . BROOKS CONST. CO. -------- $11,152.50 CARRINGTON & ASSOCIATES -- $10,595.00 L. W. DAILEY, INC. ------- $17,230.00	Referred to the Street Engineering Department for tabulation and report. Award contract on Monday, January 30, 1978 at 9:00 a.m.
6.	Received a petition for the installation of extension of sanitary sewers to serve Terry Lane and St. Joe Road from St. Joe Center Road to Kendale Drive.	Ordered the Water Pollution Control Engineering Department to investigate and report. Board Order No. 5-1978 issued.
7.	Received Special Street Permit prepared and approved by the Street Engineering Department for Edward Rose of Indiana for permission to construct Point West Drive (Harris and Goshen Roads area).	Approved and permit issued. Board order No. 6-1978
8.	Received review of Remonstrance from Water Pollution Control Engineering concerning Sewer Easement Resolution No. 154-1977 for Glenwood Park Lift Station in which they indicated Charles and Cora McIntosh, owners of Lots 7 and 8 of Gerke's Trier Road Addition, incurred no damages in excess of benefits derived.	Determined Charles and Cora McIntosh, owners of Lots 7 and 8 of Gerke's Trier Road Addition incurred no damages in excess of benefits derived as set out in Assessment Roll for Sewer Easement Resolution No. 154-77 which was CONFIRMED on November 17, 1977.
9.	Received inspection report from the Street Engineering Department and Guaranty Bond in the amount of $8,000 posted with the Board of Public Works for Pinehurst Drive - Greenvale Addition.	Approved. Ordered acceptance letter written.
10.	Received inspection report from the Street Engineering Department and Guaranty Bond in the amount of $4,700 posted with the Board of Public Works for Community Drive.	Approved. Ordered acceptance letter written.
11.	Received Invoice of Lewis & Christen Office Supply Company, Inc. in the amount of $27,907.34 prepared and approved by Grinsfelder - McArdle Associates, Inc. for furnishings and their installation in the new Senior Citizen Center - 300 Block West Main Street	Approved. Ordered paid from Revenue Sharing Encumbered.

12. RESOLUTION: 65-220-12

WHEREAS, Barry M. Ochstein and Debra D. Ochstein, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following described portion of dedicated public utility easement within the City of fort Wayne, Allen County, Indiana, to wit:

The southeasterly two (2) feet of the Southeasterly fourteen (14) feet of the Northwesterly sixty-four (64) feet of Lot #105, Lake Forest Extended, Section IV, a Subdivision in Kercheval Reserve, Township 31 North, Range 13 East, in Allen County, Indiana.

Approved.

13. Received invoice No. 34 of Hagerman-Shambaugh (Joint Bidders) in the amount of $200,000 for the period of November 25, 1977 to December 30, 1977 for Water Pollution Control Plant Additions of Water Quality Control Project - Division I.

Approved and ordered invoice No. 34 of Hagerman - Shambaugh in the amount of $200,000 paid by City Utilities from the Water Pollugion Control Utility Fund.

Meeting adjourned at 10:00 a.m.

Henry P. Wehrenberg

Ethel W. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Thursday, January 26, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

SNOW EMERGENCY NO MEETING HELD.

1. HEARING ON CONFIRMATION:

Sewer Easement Resolution No. 157-1977 for the condemnation of Permanent and Temporary Sewer Easements for the purposes to construct, operate, control and maintain a sanitary sewerline along and across a portion of Section 8, Township 31 North, Range 13 East, and Section 9, Township 31 North, Range 13 East, and Section 16, Township 31 North, Range 13 East, a portion being a part of the Bouries Reserve, the Ann Hackley Reserve, and the Richardville Reserve, bounded on the northwest by a line 2500 ± LF south of and parallel to the centerline of Leo Road (Old State Road 1 and 427); bounded on the northeast by a line running 50 ± LF north of and parallel to the centerline of Rothman Road and its westerly extension thereof; bounded on the south by a line 50 ± LF south of and parallel to said centerline of Rothman Road, bounded on the east by the centerline of Micheli Drive. (SEWER RES. NO. 298-77).

NO MEETING HELD ON MONDAY, January 30, 1978 - SNOW EMERGENCY - BUILDING CLOSED.

WEDNESDAY, February 1, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular Meeting held at 9:00 a.m.

	H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, E. H. Lamar Ursula Miller
	Received Minutes of Meeting held on Wednesday, January 25, 1978 at 9:00 a.m.	
1.	Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2.	Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3.	Continued from January 23, 1979 AWARD CONTRACT: Street Lighting Improvement Resolution No. 128-1977 for lighting Anthony Wayne Village, Section 7, Addition more specifically defined as Andre Lane from Hessen Cassel to Winston Drive, Winston Drive from Andre Lane to Schaper Drive, Schaper Drive from Winston Drive to Austin Drive, Austin Drive from Schaper Drive to Andre Lane and Marvin Drive from Austin Drive to Andre Lane.	Continued to February 6, 1978 at 9:00 a.m.
4.	AWARD CONTRACT: Curb Improvement Resoluton No. 5788-77 for the construction of curbing on the south side of Lake Avenue from the west curb line of Anthony Boulevard to a point 188 feet west thereof. Southwest corner wingwalk with paraplegic ramps included, to be paid by City of Fort Wayne.	Award contract to Carrington & Associates at and for their b in the amount of $1,381.95. Ordered the Street Engineering Department to prepare contract and necessary documents.
5.	AWARD CONTRACT: Sidewalk Improvment Resolution No. 5789-1977 for constructing sidewalk along South Calhoun Street, West Crown Lane, South Harrison Street and West Concord Lane - all in Lincolnshire Addition Area Sections "A" and "B". Said sidewalk shall be constructed to a width of five feet with four inch depth 4000 psi concrete.	Award contract to Carrington & Associates at and for their bid in the amount of $10,595.00 subject to councilmanic approval. Ordered the Street Engineering Department to prepare contract and necessary documents.

6.	RECEIVE BIDS: Sewer Improvement Resolution No. 298-1977 for Rothman Road Area.	DUE TO SNOW EMERGENCY - NO BIDS RECEIVED. SEE NEXT ITEM.
7.	Sewer Improvement Resolution No. 298-1977, prepared by the Water Pollution Control Engineering Department for Rothman Road Sanitary Sewer Interceptor. (SEWER EASEMENT RES. 157-77).	Due to snow emergency new dates set for accepting bids are as follows: Advertise NOTICE TO CONTRACTORS on February 3 and 10, 1978. Receive bids on Wednesday, February 15, 1978 at 9:00 a.m.
8.	Sewer Easement Resolution No. 157-1977 for permanent and temporary condemnation of right-of-way in connection with Rothman Road Sanitary Sewer Interceptor Resolution No. 298-1977.	DUE TO SNOW EMERGENCY new dates set for advertisement of Notice to Property Owners. Advertise - Notice to Property Owners February 2 and 9, 1978. HEARING ON CONFIRMATION reset for Thursday, February 23, 1978 at 3:30 p.m. Notices to be mailed on February 9, 1978.
9.	Received Plat of Heather Ridge, Section II, a subdivision in Aboite Township, submitted and approved by the City Plan Commission.	Approved.
10.	Received Invoice No. 2 of W. A. Sheets & Son, Inc. in the amount of $38,792.70, prepared and approved by Cole - Matott, Architects, covering General Construction for the Renovation of Old City Hall. (EDA Project No. 06-51-26917).	Approved and ordered paid out of E.D.A. Grant (LPW II). Ordered City Controller to pay invoice No. 2 of W. A. Sheets & Son in the amount of $38,792.70. Also ordered City Controller to pay amount of $4,310.30 to W. A. Sheets & Son Escrow Account at Indiana Bank & Trust Company.
11.	Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit from Gordon Landscape with Maintenance Bond in the amount of $10,200.00 signed by Americal States Insurance Company for Special Sewer - Pheasant Run, Section II - Hemphill Drive Area.	Approved. Ordered acceptance letter written.

12.	Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of North Eastern Construction Company, Inc. with Guaranty Bond in the amount of $12,500 signed by American States Insurance Company for Walden, Section VI - Sanitary Sewer.	Approved. Ordered acceptance letter written.

13. RESOLUTION NO. 65-224-13

RE: FEDERAL GRANT ACCEPTANCE
Project No. C-180599 01

Pursuant to Offer of Grant, dated January 25, 1978, in the amount of $55,350.00 made to the City of Fort Wayne by the Environmental Protection Agency, Project No. C-180599 01 Treatment Works Grant - Step One, the Board of Public Works of the City of Fort Wayne hereby authorizes the acceptance of said grant offer.

BE IT RESOLVED that Henry P. Wehrenberg, Chairman of the Board of Public Works, be and he is hereby authorized and directed to execute such instruments or documents in behalf of the City of Fort Wayne, Indiana, accepting the grant offer and make the assurances contained therein. The aforesaid signatory is further authorized to execute any subsequent documents pertaining to said Federal Grant.

Approved February 1, 1978.
A true copy is incorporated herein.

Meeting adjourned at 10:10 a.m.

Ethel A. LeMay

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

THURSDAY, February 2, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. WEHRENBERG, E. H. LAMAR,
M. G SCOTT
Ursula Miller

1. Continued from January 19, 1978
HEARING ON CONFIRMATION:

Sidewalk Improvement Resolution No. 5792-77 for the removal and replacement of sidewalk and curb on Home Avenue from the west curb line of Broadway to the east curb line of Thompson Avenue to a with of five feet - four inch depth and six inch by 20 feet - Type III curb.

Remonstrance received after being tabulated by the Street Engineering Department contains 43 of 70, or 61% of the resident property owners.

RESCIND ALL ACTION.

2. Received Invoice No. 34-A of Hagerman-Shambaugh (Joint Bidders) in the amount of $317,169.76 for the period of November 25, 1977 to December 30, 1977 for Water Pollution Control Plant Additions of Water Quality Control Project - Division I. Invoice prepared and approved by H.N. T. & B - Henry B. Steeg & Associates Division.

Ordered City Utilities to pay invoice 34-A of Hagerman-Shambaugh (Joint Bidders) in the amount of $317,169.76.

Also, ordered payment of $27,219.47 made to Hagerman-Shambaugh Escrow Account at Lincoln National Bank.

Payments are to be made from the Water Pollution Control Utility Construction Fund.

3. Received agreement between Board of Public Works and Mr. Greg Sult for consulting services for Claims Program of City Utilities for the calendar year of 1978.

Approved.

A true copy is incorporated herein.

Meeting adjourned at 3:40 p.m.

Ethel W. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

Monday, February 6, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

	H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, E. H. Lamar Ursula Miller
	Received minutes of meetings held on Wednesday, February 1, 1978 at 9 a.m. and Thursday, February 2, 1978 at 3:30 p.m.	
1.	Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2.	Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3.	Received street cut applications:	Approved and permits issued.

2400 blk. S. Coliseum Blvd.	- City Util.
2024 Coronet (prkstrp)	- Quick Action
1606 Forest Park Blvd. (prkstrp)	- City Util.
Garden & Swinney Pk. Pk.	- "
4220 S. Hanna	- "
4019 Highwood (prkstrp)	- "
4830 Lillie	- "
100 W. Maple Grove	- "
Huffman & St. Marys	- NIPSCO
2828 Manford	- "
1826 Bluffton Rd.	- "
119 W. Columbia	- "
4221 S. Harrision S. to N. Seminole Circle	- "
2915 Ojibway	- City Util.
Vance & Buena Vista	- "
Walter bet. Maumee and Washington	- "
607 Buchanan	- NIPSCO
1704 St. Joe Blvd. (alley)	- "
2405 St. Marys	- "
2415 St. Marys	- "
334 E. Masterson	- "

4.	Received inspection report and Primary Assessment Roll prepared by the Water Pollution Control Engineering Department for Sanitary Sewer Resolution No. 871-76 for Parkwood Place Addition.	Approved and Completion Affidavit filed. Primary Assessment Roll approved. Advertise, Notice of Assessment February 10 and February 17, 1978. Hearing on Confirmation of Assessment Roll Thursday, February 23, 1978 at 3:30 p.m. Notices to be mailed on February 17, 1978.

5. Continued from February 1, 1978 AWARD CONTRACT: Street Lighting Improvement Resolution No. 128-77 for street lighting in Anthony Wayne Village, Section 7, Addition.	Continued to Wednesday, February 15, 1978 at 9:00 a.m.
6. Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of Scheidleman Excavating, Inc. with Guaranty Bond in the amount of $13,200 signed by American States Insurance Company for Canterbury Green, Phase VII Sanitary Sewer.	Approved. Ordered acceptance letter written.
7. Received Invitational bids from Street Engineering Department for removal and replacement of sidewalk and driveway approach (1304 Scott Avenue): CARRINGTON & ASSOC. ---------- $760.35 EMIL P. HOLLIDAY ------------- $987.00 L. W. DAILEY, INC. -----------$1,247.50 RIETH-RILEY CONST. CO. -------$1,663.25	Approved. Issued Purchase Order No. 03438 to Carrington & Associates for the amount of $ 190.09 - City's share of (25%) contract. Property owner is to pay (75%) $570.26.
8. Received a request from John Bugg, Jr. of 1213 E. Lewis St., for permission to use lot at 1221 E. Lewis for the period beginning on the 25th day of January, 1978 and ending on the 31st day of October 1978 soley for garden purposes. PURPOSE: Adopt-A-Lot for gardening.	Approved.
9. Received recommendation of Water Pollution Control Engineering Department, that inasmuch as it is impossible to utilize the sanitary sewer within North Washington Road, Board should release the north one acre of the property at 4400 North Washington Road from the area connection fees ($300 per acre) as provided in Paragraph 4 of Resolution No. 51-298-6 adopted by the Board of Public Works on March 14, 1968.	Approved. Ordered North one acre of property at 4400 North Washington Road released from area connection fees with provision that if released property ever require a sanitary sewer, area connection fee will be due and payable. Ordered City Utilities Accounting to repay $300 to Nathaniel S. Wittenberg for released acre charges.
10. Received Invoice #5 - (FINAL) of Wayne Asphalt and Construction Co.in the amount of $13,604.55 covered by Resolution No. 5744-76 for resurfacing prepared and approved by the Street Engineering Department.	Approved and ordered paid from Fund No. 34-423-200 (P.O. 4-03444).

Meeting adjourned at 9:45 a.m.

Henry P. Wehrenberg

Edward H. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Wednesday, February 8, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

	H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	E. H. Lamar, M. G Scott Ursula Miller
1.	Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2.	Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3.	RECEIVE BIDS: Sidewalk Improvement Resolution No. 5795-1978 for the construction of sidewalk and driveway approach on Rivermet Avenue - fronting lot #426 - Exc. W. 39 Ft. - Lakeside Park Addition (1203 Crescent Avenue).	Referred to the Street Engineering Department for tabulation and report. Award contract on Wednesday, February 15, 1978 at 9:00 a.m.
4.	Received contract, Guaranty and Liability Bonds in the amount of $68,800.00 prepared and approved by the Water Pollution Control Engineering Department signed by The Cincinnati Insurance Company for Sewer Improvement Resolution No. 300-77, Phase I ALTERNATE - Washington Center Road Lift Station Elimination.	Approved. Ordered sent to the Common Council on Tuesday, February 14, 1978 at 8:00 p.m.
5.	Received contract, Guaranty and Liability Bonds in the amount of $19,835.60 prepared and approved by the Street Engineering Department signed by St. Paul Fire and Marine Insurance Company for Sidewalk Resolution No. 5793-77 for constructing sidewalk on Spy Run Avenue - west side adjacent Historic Old Fort, from the north sidewalk line of St. Mary's River Bridge to a point 600 feet ± northeast thereof.	Approved. Ordered sent to the Common Council on February 28, 1978 at 8:00 p.m.
6.	Received Resolution of Indiana State Highway Commission dated January 12, 1978 whereby the State of Indiana releases and conveys its right title and interest to City of Fort Wayne of State Road 37 (Anthony) from the north property line of Maumee Avenue to south right-of-way line of U.S. 30 Bypass except Washington Boulevard right of way, a total of 2.7 miles.	Filed in the Board of Public Works. (Road Abandonment). Copies sent to Police, Traffic Engr. and Street Engr. Departments.

7.	Received Covenant between Olga Arman & James Arman and City of Fort Wayne agreeing that City will reduce Assessment on Resolution No. 866-1975 on Lot 62, Section "C" Hickory Grove Addition to City of Fort Wayne from $2,125.53 to $1,560.53 and that said owners will pay said sum and dismiss Cause S-76-3148 in the Allen Superior Court.	Approved. Sent copy to Associate City Attorney Larry Burke. (2) On file in the Board of Public Works. Ordered Controller to reduce assessment.
8.	Received a request from Lincoln National Life Insurance Company % Gary Simmons, 1300 S. Clinton St., for permission to barricade the street from Douglas to Brackenridge on Harrison Street on Thursday, February 9, 1978 from 7:00 p.m. till 8:30 p.m. PURPOSE: Annual Boy Scout Pilgrimage.	Approved and permit issued.
9.	Received a request from Bishop Luers % Father Camillus, 333 E. Paulding Road, for permission to barricade Doan from Knoll to Calhoun and Knoll from Paulding Road to Doan on Saturday, February 11, 1978 from 7:00 a.m. till 4:00 p.m. PURPOSE: NISBOVA Music Contest.	Approved and permit issued.
10.	Received a request from Bishop Luers % Father Camillus, 333 E. Paulding, for permission to barricade Doan from Knoll to Calhoun and Knoll from Paulding to Doan on Saturday, February 25, 1978 from 7:00 a.m. to 11:00 p.m. PURPOSE: Swing Choir Contest.	Approved and permit issued.
11.	Received City Council prior approval of Sewer Extension Permit (SPECIAL SEWER PERMITS) for Woodmont Section III and IV prepared and approved by the Water Pollution Control Engineering Department and Performance and Guaranty Bonds of John Hartman Construction Company to construct sanitary sewers in Woodmont - Section III and Section IV for Woodmont Realty, Inc.	Approved and Special Sewer Permits issued. Board Order No. 14-78 for Woodmont Section III. Board Order No. 15-78 for Woodmont Section IV.
12.	Received six Acceptance Agreements on Project No. EPA C-180538-01, Water Quality Control Project - Division I - Water Pollution Control Plant Expansion as recommended by H.N.T. & B. - Henry B. Steeg and Associates Div. and accepted by Hagerman - Shambaugh (joint venture): * 1. Four (4) New Fischer & Porter 4" Magnetic Flowmeters (Waste Sludge Tanks 6,7,8 and 9). ** 2. One (1) New 30" Butterfly Valve and Electric Operator at Air Main Interconnection, Tag A-38 and four (4) New 4" Butterfly Valves with Electric Operators at Airlift Pumps, Tag A-18, 19, 20 and 21. ** 3. Four (4) New Fischer & Porter 10" Magnetic Flowmeters (Return Sludge Tank 6, 7, 8 and 9. ** 4. Four (4) New Walker Process Airlift Pumps.	Approved. * Warranty to be Oct. 1, 1977 ** Warranty to be August 8, 1977 *** Warranty to be Sept. 1, 1977

** 5. One (1) New 48" x 48" Rectangular Butterfly Valve and Operator and one (1) New 42" x 60" Rectangular Butterfly Valve and Operator.

*** 6. Two (2) New Allis-Chalmers Raw Sewage Pumps and U. S. Electric Motors No. 1 and No. 2, Item No. 32, Section D-11.

Two (2) New 24" Check Valves, Tag No. CB-11 and No. CB-12.

New 30" Steel Discharge Lines for Raw Sewage Pumps No. 1 and No. 2 with Relative Elbows and Couplings.

13.	Received Invoice No. 34 of H.N.T.B. - Henry B. Steeg & Association, Division in the amount $7,281.20 for engineering services provided for Division I - Water Quality Control Project C-180538-01.	Approved and ordered City Utilities to pay invoice from Water Pollution Control Utility Fund.
14.	Received Warranty Deed from Larry Burke, Associate City Attorney, whereby City conveys property to Leo A. Klier and Nancy M. Klier. Property is vacated portion of Decatur Road adjacent to Lot #40, Gardendale Addition.	Referred to Mayor and City Clerk for execution. Filed copy in Board of Public Works.
15.	Received a request from William J. Cooper, 425 S. Calhoun Street, (Wayne Township Trustee) for permission to "Adopt-A-Lot" - 21.96 Acres, Richardville Res., W. of St. Mary's River, T30 N., R 12 E. (Bluffton and Winchester Roads) for the period beginning on the 9th of February and ending on the 31st day of October, 1978. PURPOSE: Garden purposes.	Approved and permit issued.
16.	Received a request from Martin, Inc. P.O. Box 522, for permission to barricade Fulton Street on east side from Main Street to railroad tracks on Thursday, 9th day of February, 1978 at 2:00 p.m. PURPOSE: Removing boom from crane.	Approved and permit issued.
17.	Received Invoice #3 (FINAL) of Wayne Asphalt and Const. Co., Inc. in the amount of $18,087.75 covered by Resolution No.5754-77 for improvement of North Washington Road prepared and approved by the Street Engineering Department.	Approved and ordered paid from Fund No. 34-431-001 (P.O. 4-03446).

Meeting adjourned at 10:50 a.m.

Ethel H. LaMar

May G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Wednesday, February 15, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRNEBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, E. H. Lamar, M. G scott Ursula Miller
Received minutes of meetings held on Monday, February 6, 1978 at 9:00 a.m. and Wednesday, February 8, 1978 at 9:00 a.m.	
1. Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2. Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3. Received street cut applications:	Approved and permits issued.

1210 Applewood (prkstrp) - City Util.
W. Darrow - 140' w/o intersec. of Calhoun - NIPSCO
458 Eckart (prkstrp) - City Util.
Glencairn at Fairlawn (prkstrp) - "
816 - 820 Hanover - NIPSCO
1512 Hayden - City Util.
2803 W. Main - "
W. Main & Jefferson (prkstrp) - "
6225 Mayfair (prkstrp) - "
3117 S. Monroe (prkstrp) - "
816 Nelson - "
2321 Ontario (prkstrp) - "
3246 Parnell - "
Queen & Maverick Pl. - "
1430 Reckeweg Rd. (prkstrp) - "
2118 Stratmore - "
817 W. Washington (prkstrp) - "
2217 S. Calhoun - NIPSCO
910 Caribe - "
4633 Crestwood - "
4305 Drury Lane - "
NE cor. E. Rudisill & Warsaw - "
2410 St. Mary's - "
2506 Alma - City Util.
Barr & Douglas - "
2526 Bowser - NIPSCO
607 Buchanan - "
3717 Central - "
719 Colerick (alley) - "
920 Francis (alley) - "
Hale / 2131 Phenie - "
No. end of Knode Ct. - City Util.
1428 E. Lewis (alley) - NIPSCO
Lewis, So. of Barr - City Util.
2500 L. Huntington Rd. - "
906 Madison - "
Madison & Francis - "
2828 Manford - NIPSCO

320 and 334 E. Masterson	- NIPSCO
1103 E. Pontiac	- "
1607 E. Rudisill	- City Util.
210 W. Sherwood Terrace (alley)	- NIPSCO
2419 Smith	- "
Warsaw at intersec. of Rudisill	- "
3934 N. Washington Rd. (prkstrp)	- City Util.
325 W. Wayne (alley)	- NIPSCO
341 W. Williams	- "
1702 Winter	- "

4. Received inspection report and Primary Assessment Roll prepared by the Street Engineering Department for Sidewalk Improvement Resolution No. 5709-1975 sidewalks both sides of Coldwater Road - from Coliseum Boulevard running north to Washington Center Road - excluding sidewalks now in place.

Approved and Completion Affidavit filed.

Primary Assessment Roll approved.

Advertise, Notice of Assessment, February 24 and March 3, 1978.

Hearing on Confirmation of Assessment Roll Thursday, March 9, 1978 at 3:30 p.m.

5. AWARD CONTRACT:

Received tabulation and recommendation prepared by the Street Engineering Department for Sidewalk Resolution No. 5795-1978 to construct sidewalk and driveway approach on Rivermet Avenue Fronting Lot #426 - Exc. W. 39 feet - Lakeside Park Addition -(1203 Crescent).

AWARD CONTRACT to Carrington & Associates at and for their bid in the amount of $1,935.75.

Ordered the Street Engineering Department to prepare contract and necessary documents.

6. Continued from February 6, 1978
AWARD CONTRACT:

Street Lighting Improvement Resolution No. 128-77 for street lighting in Anthony Wayne Village, Section 7, Addition.

Continue to February 22, 1978 at 9:00 a.m.

7. RECEIVE BIDS:

Sanitary Sewer Interceptor Resolution No. 298-1977 for Rothman Road area:

Referred to Water Pollution Control Engineering Department for tabulation and report.
AWARD CONTRACT February 22, 1978 at 9:00 a.m.

	PHASE I:	Alt. #1	Alt. #2	Alt. #3	PHASE II:	Alt. #1
ERCOT, INC.--------	$305,741.00	$32,130.00	$24,000.00	$2,000.00	$201,626.00	$2,000.00
PEARS-DEHNER, INC.	296,049.15	27,774.60	11,500.00	400.00	186,232.49	400.00
OELLERING CONST. CO.	336,798.00	40,460.00	9,000.00	480.00	NO BID	
OBIS CONST. CO.	NO BID				249,449.00	480.00
IETH-RILEY (Elkart)	260,454.38	45,339.00	14,400.00	520.00	213,084.73	520.00
ILLIAMS EXCAVATING	254,928.00	50,813.00	23,000.00	1,000.00	247,277.00	1,000.00
INZELER EXCAVATING	228,959.00	41,650.00	11,000.00	1,600.00	259,423.00	1,600.00

8. Received inspection report and Primary Assessment Roll prepared by the Street Engineering Department for Sidwalk Resolution No. 5710-1975 for the construction of sidewalk on both sides of Washington Center Road beginning at a point 2,400 feet west of Coldwater Road running east to a point 3910 feet east of Coldwater Road, except where sidewalk is now in place.

Approved and Completion Affidavit filed.

Primary Assessment Roll approved.

Advertise, Notice of Assessment February 24 and March 3, 1978.

Hearing on Confirmation of Assessment Roll Thursday, March 9, 1978 at 3:30 p.m.

Notices to be mailed on March 3, 1978.

9. Received Improvement Resolution No. 5794-78, final plans, estimate and specifications, prepared by the Street Engineering Department, for improving the surface and street drainage along the west side of West Main Street including street resurfacing all within the 2200 block of West Main Street. (CITY PAID).

Approved and adopted. A true copy is incorporated herein.

Advertise, Notice to Contractors, February 24, 1978 and March 3, 1978.

Receive bids on March 8, 1978 at 9:00 a.m.

Ordered the Street Engineering Department to prepare bid documents.

10. Received Improvement Resolution No. 5797-78, final plans, estimate and specifications, prepared by the Street Engineering Department, for improving Jefferson Street from Garden Street to Harmar Street, Maumee Avenue from Harmar Street to Glasgow Avenue, Washington Boulevard form Thieme Drive to Harmar Street. The improvement will consist of reconstruction of existing curbs, sidewalks, storm sewers and street pavement by resurfacing.

Approved and adopted. A true copy is incorporated herein.

Advertise, Notice to Contractors, February 24 and March 3, 1978.

Receive bids on Wednesday, March 8, 1978 at 9:00 a.m.

Ordered the Street Engineering Department to prepare bid documents.

11.	Pursuant to report from City Utilities Auditing Department listing unpaid Miscellaneous Accounts Receivable Write-offs as per list submitted in the total amount of $3,916.86 (Revenue Accounts: Water - $2,233.60 and Sewer $1,683.26).	Approved.
12.	Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of Benjamin E. Bunt & Larry Hitchfield with Performance and Guaranty Bond in the amount of $6,000 signed by American States Insurance Company for Special Sewer - Crown Colony - Section "E", Block "D".	Approved. Ordered acceptance letter writte
13.	Received Special Sewer Permit for John Dehner, Inc. prepared and approved by the Water Pollution Control Engineering Department, to construct a sanitary sewer known as Centennial Industrial Park, Section II.	Approved and special sewer permit issued. Board Order No. 16-78.
14.	Received Partial Payment Estimate No. 5 of John Dehner, Inc. in the amount of $38,056.78 on Sewer Resolution No. 290-1977 - North Maumee Interceptor, Section I - Water Quality Control Project C-180839-01. Estimate is for the period of January 5, 1978 to January 31, 1978.	Approved and ordered invoice No. 5 of John Dehner, Inc. in the amount of $38,056.78 paid by City Utilities from the Water Pollution Control Utility Fund. Also, ordered retainage in the amount of $4,228.53 paid by City Utilities to JOhn Dehner, Inc. Escrow Account at Lincoln National Bank & Trust Company.
15.	Received Invoice No. 2 of A. Hattersley & Sons, Inc., in the amount of $7,443.00, prepared and approved by Cole - Matott, Architects, covering Mechanical Construction for the Renovation of Old City Hall. (EDA Project No. 06-51-26917).	Approved and ordered paid out of E.D.A. Grant. Ordered the City Controllers to pay invoice No. 2 of A. Hattersley & Sons, Inc. in the amount of $7,443.00. Also, ordered City Controller to pay the amount of $ 827.00. to A. Hattersley & Sons, Inc. Escro Account at Anthony Wayne Bank.
16.	Received Invoice No. 1 of Shambaugh & Son, Inc. in the amount of $7,047.00 prepared and approved by the Cole - Matott, Architects, covering electrical construction for the Renovation of Old City Hall. (EDA Project No. 06-51-26917).	Approved and ordered paid out of E.D.A. Grant. Ordered City Controller to pay invoice No. 1 of Shambaugh & Son, Inc. in the amount of $7,047.00.

17.	Received Invoice #16 of Grinsfelder-McArdle Associates, Inc. in the amount of $140.00 for professional services for the period of November and December 1977 for inspection of landscaping for the Senior Citizen Center, West Main Street.	Approved and ordered paid from Account No. 34-409-200 encumbered.
18.	Received approved Acceptance Agreements for partial work completed for which warranties are in effect in the amount of $662,916.41 for Water Pollution Control Expansion Division I - No. 180538-01 from Hagerman-Shambaugh, Joint Bidders, a consent of surety for partial release of retainage by United States Fidelity and Guaranty Company and American Insurance Company and an Indemnification of the City from Hagerman - Shambaugh.	Authorized Lincoln National Bank & Trust Company, Escrow Agent, to release to contractor, Hagerman - Shambaugh, the sum of $662,916.41 pursuant to Section 3 of Escrow Agreement dated March 14, 1975.
19.	Received Invoice No. 27-A for John Dehner, Inc. - Spears - Dehner, Inc., Joint Bidders, in the amount of $265,248.54 on Water Quality Control Project, Division III, Sludge Lagoons, Federal Project No. C-180538 01 (FINAL). Said $265,248.54 is City's retainage in the Escrow Account at the Lincoln National Bank.	Approved. Ordered Lincoln National Bank to release to John Dehner, Inc. - Spears-Dehner, Inc., Joint Bidders, the amount of $249,278.63 plus accrued income less escrow fee. Ordered City Utilities to pay the amount of $15,969.91 to John Dehner, Inc. - Spears-Dehner, Inc., Joint Bidders. Ordered $25,000 held in escrow pending approval of Change Order #7.
20.	SEWER TAP AGREEMENT REIMBURSEMENT Permission is hereby granted to the following to serve their respective lot in Kruse Homestead Addition: Lot # 113 Ron Cavender $1,227.68 Lot # 11 Richard Diller $1,204.47 Lot # 67 Larry Link $ 993.72 Lot # 92 Gustov Kruse $1,330.88 Said permission is conditioned upon the payment of above sums to the City of Fort Wayne as reimbursement under a certain Sewer Agreement No. S-165-76, dated September 3, 1976, who are parties of said contract, by the City of Fort Wayne; it is further conditioned upon a sewer tap permit being taken out with the Water/Sewer Service Department.	Approved. Ordered City Utilities to remit the total sum of $4,756.75 to Alice Miller Realty, Inc. which sum was deposited with the City by the applicants, to be distributed as set out in the Special Sewer Tap Agreement.

21. Received Agreement to Convey Real Estate whereby the County of Allen agrees to convey the following described real estate:

All properties are in City of Fort Wayne, Allen County, Indiana.

1. The East 1/2 of Lot 220, Lewis Addition (443 E. Masterson).
2. Lot 223, Lewis Addition (501 E. Masterson).
3. The West 1/2 of Lot 229, Lewis Addition (537 E. Masterson).
4. Lot 229, except the West 30', Lewis Addition (541 E. Masterson).
5. The South 1/2 of Lot 203 Lewis Addition (1812 and 1814 Clay).
6. Lot 198, Lewis Addition (526 and 528 E. Wallace).
7. Lot 42, Out Lot 11 Fletcher's Addition (1439 S. Anthony Blvd.).

to the City of Fort Wayne subject to the ratification of said sale by adoption of ordinances by the Common Council of the City of Fort Wayne and by the County Council of Allen County, pursuant to I.C. 18-5-3-1.

Approved.

Ordered sent to the Common Council on March 14, 1978 at 8:00 p.

22. WHEREAS, Mayor Robert E. Armstrong declared a Snow Emergency in the City of Fort Wayne on Thursday, January 26, 1978, and

WHEREAS, Governor Otis Bowen declared a Snow Emergency in the State of Indiana which was concurred in by President Carter, thereby making available Federal reimbursement in amount of 75% of necessary emergency expenditures, and

WHEREAS, the Board of Public Works has determined that it was necessary to hire private contractors to aid in this snow removal:

NOW, THEREFORE, the Board of Public Works orders the hiring of the following contractors an approves their invoices in the following amounts:

AVIATION ----------	$ 8,173.50	DEHNER, INC.-------	$62,237.10
BERCOT - GIBSON----	24,605.80	FLETCHER, MARK-----	270.00
BROOKS ------------	25,453.00	FOSS TRUCKING -----	16,375.00
BUNSHOLD TRUCKING--	4,807.50	GAS EQ. SVC. CO----	1,785.00
BRUDI -------------	8,356.50	GRAVES TRUCKING ---	29,992.75
BRUNSON, WAYNE ----	1,600.00	HAGERMAN CONST.----	10,393.50
BUNN TRUCKING (DEAN)	7,740.00	HIPSKIND ASPHALT---	16,927.50
BUNN TRUCKING (GARY)	437.50	INVESTMENT BLDG.---	2,338.00
BUNN TRUCKING (BOB)	7,875.00	KEANE BROS.--------	16,892.50
CROWN CONST.-------	1,065.00	LAND EXCAVATING ---	6,914.00
DAILEY, L. W.------	21,350.00	MIDWEST STONE & AGG.	29,284.00
		MOELLERING --------	17,704.75
		NORTHHILL MGMT. CORP.	4,440.00
		SCHENKEL & SON-----	8,304.65
		T G EXCAVATING-----	16,656.00
		UNITED REFUSE------	4,014.00
		WAYNE ASPHALT -----	4,347.10
		DANA CORPORATION---	1,735.50
		WPC PLANT ---------	7,105.00
		WATER MAINTENANCE--	10,282.00
		WPC MAINTENANCE----	12,567.50
			$392,029.65

Ordered City Controller to pay from MVH Funds and to submit evidence of said payment to the Federal Government for partial reimbursement.

Meeting adjourned at 11:45 a.m.

Henry P. Wehrenberg

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Thursday, February 16, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller
1. HEARING ON CONFIRMATION: Sidewalk Improvement Resolution No. 5796-1978 for the construction of sidewalks, curbs, street lighting, storm drainage, and resurfacing of Columbia Street, also commonly identified as "The Landing", commencing at the west property line of Calhoun Street to the east property line of Harrison Street, also sidewalk and curb improvements along the east side of Harrison Street commencing at the south property line of Columbia and running south 150 feet thereof, also sidewalk and curb improvements on the east side of Harrison, commencing at the north property line of Columbia and running north 110 feet thereof.	Continued to Thursday, March 2, 1978 at 3:30 p.m. Time up to receive remonstrance Monday, February 27, 1978 at 5:00 p.m.
2. Received Dedication of Right-of-Way whereby the Environmental Properties grants and conveys a right-of-way, 50 feet in width for a public road over and across Lot #7 and Lot #8 in J. D. Parker Estates Addition to the City of Fort Wayne, in Allen County, Indiana. Said right-of-way for public road purposes shall be known as FOXCROSS COURT. This dedication is for use of the public as public road, with ingress and egress to Stonehedge Boulevard and Canterbury Boulevard, which boulevards have ingress and egress to the St. Joe Road in Allen County, Indiana. Dated this 31st of January, 1978.	Approved. Sent to the Street Engineering Department for handling.

Meeting adjourned at 4:30 p.m.

Henry P. Wehrenberg

Mary G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

Wednesday, February 22, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, E. H. Lamar M. G Scott Ursula Miller
1. Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2. Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to t Department of Finance.
3. Received street cut applications:	Approved and permits issued.

On Agnes e/o Lafayette to Warsaw; Warsaw to Wiebke; Wiebke to S. Monroe; S. Monroe, Hamilton and Hanna	NIPSCO
5320 S. Anthony	City Util.
1749 Colony (prkstrp)	"
6118 Countess	NIPSCO
203 E. Edgeknoll Lane	City Util.
Encino & Lunada (prkstrp)	"
1818 Lindenwood	NIPSCO
1626 Lofton Way	"
Oakdale at Clinton	"
632 Russel St.	City Util.
2204 California (alley)	NIPSCO
719 Colerick (alley)	"
1428 E. Lewis (alley)	"
2131 Phenie on Hale	"
4805 S. Wayne (prkstrp)	"
Berry, Union & W. Main	Gen. Tele.
2525 Brooklyn	City Util.
4006 S. Calhoun (alley)	NIPSCO
4617 Innsbruck (sdw.)	City Util.
2919 Knode Ct. (prkstrp)	"
100 W. Main	"
5117 Northcrest	"
NE cor. of Trier & Hobson	Gen. Tele.
433 W. Oakdale	City Util.
Papermill Bluffs	Gen. Tel.
1511 E. Paulding Rd.	City Util.
Rudisill & So. Wayne (prkstrp)	"
2405 Springfield	"
NW cor of Adams & Pontiac	NIPSCO
529 Kinsmoor	"

4. AWARD CONTRACT: Continued from February 15, 1978 Street Lighting Improvement Resolution No. 128-1977 for street lighting in Anthony Wayne Village, Section 7, Addition.	Award contract to Schmidt Electric, Inc. at and for their bid in the amount of $22,110.98 subject to councilmanic approval. Ordered contract and necessary documents.

5. AWARD CONTRACT:

Sanitary Sewer Interceptor Resolution No. 298-1977 for Rothman Road - Maplecrest Road Area.

Award contract to Winzeler Excavating, Inc. for PHASE I at and for their bid in the amount of $228,959.00 and award contract to Spears-Dehner, Inc. for PHASE II at and for their bid in the amount of $186,232.49 subject to councilmanic approval, approval of bond and approval of Affirmative Action program.

Ordered contract and necessary documents.

6. SEWER TAP AGREEMENT REIMBURSEMENT:

Permission is hereby granted to Kathryn Ray to tap a sewer to serve 8607 Winchester Road. Said permission is conditioned upon the payment of the sum of $3,326.31 to the City of Fort Wayne as reimbursement under a certain Sewer Agreement No. SC-72-4, dated the 4th of December, 1972 who are parties of said contract, by the City of Fort Wayne; it is further conditioned upon a sewer tap permit being taken out with Water/Sewer Service Permit Room.

Approved.

Ordered the City Utilities to remit the sum of $3,326.31 to Shirmeyer Associates, Inc. which sum was deposited with the City by the applicant, to be distributed as set out in the Special Sewer Tap Agreement.

7. SEWER TAP AGREEMENT REIMBURSEMENT:

Permission is hereby granted to Indiana Bank to tap a sewer to serve 3710 W. Jefferson Boulevard. Said permission is conditioned upon the payment of the sum of $119.89 to the City of Fort Wayne as reimbursement under a certain Sewer Agreement No. S-604-76, dated March 5, 1973 who are parties of said contract, by the City of Fort Wayne; it is further conditioned upon a sewer tap permit being taken out with Water/Sewer Service Permit Room.

Approved.

Ordered the City Utilities to remit the sum of $119.89 to Fourteen and Twenty-Four Corporation which sum was deposited with the City by the applicant, to be distributed as set out in the Special Sewer Tap Agreement.

8. SEWER TAP AGREEMENT REIMBURSEMENT:

Permission is hereby granted to Howard Rathenbuger to tap a sewer to serve 5115 Golfview Drive. Said permission is conditioned upon the payment of the sum of $1,120.40 to the City of Fort Wayne as reimbursement under a certain Sewer Agreement No. S-102-76, April 14, 1976, who are parties of said contract, by the City of Fort Wayne; it is further conditioned upon a sewer tap permit being taken out with Water/Sewer Service Permit Room.

Approved.

Ordered the City Utilities to remit the sum of $1,120.40 to North American Van Lines, Inc. which sum was deposited with the City by the applicant, to be distributed as set out in the Special Sewer Tap Agreement.

9. SEWER TAP AGREEMENT REIMBURSEMENT:

Permission is hereby granted to Robert H. Lyman to tap a sewer to serve 7822 Chinchilla Lane. Said permission is conditioned upon the payment of the sum of $632.68 to the City of Fort Wayne as reimbursement under a certain Sewer Agreement No. SC-04-72, dated the 19th of January, 1971, who are parties of said contract, by the City of Fort Wayne; it is further conditioned upon a sewer tap permit being taken out with Water/Sewer Service Permit Room.

Approved.

Ordered the City Utilities to remit the sum of $632.68 to Macke Development Corp. which sum was deposited with the City by the applicant, to be distributed as set out in the Special Sewer Tap Agreement.

10. SEWER TAP AGREEMENT REIMBURSEMENT:

Permission is hereby granted to St. Phillip & St. James Episcopal Church to tap a sewer to serve 3333 E. Tillman Road. Said permission is conditioned upon the payment of the sum of $1,758.00 to the City of Fort Wayne as reimbursement under a certain Sewer Agreement No. S-164-76, dated August 30, 1976, who are parties of said contract, by the City of Fort Wayne; it is further conditioned upon a sewer tap permit being taken out with Water/Sewer Service Permit Room.

Approved.

Ordered the City Utilities to remit the sum of $1,758.00 to Kenneth Niemeyer which sum was deposited with the City by the applicant, to be distributed as set out in the Special Sewer Tap Agreement.

11. SEWER TAP AGREEMENT REIMBURSEMENT:

Permission is hereby granted to Art Ehrman to tap a sewer to serve Lot #14 - South Dellwood Park Addition. Said permission is conditioned upon the payment of the sum of $424.44 to the City of Fort Wayne as reimbursement under a certain Agreement No. S-86-74, dated July 13, 1973, who are parties of said contract, by the City of Fort Wayne; it is further conditioned upon a sewer tap permit being taken out with Water/Sewer Service Permit Room.

Approved.

Ordered the City Utilities to remit the sum of $424.44 to Indiana Villa Capri which sum was deposited with the City by the applicant, to be distributed as set out in the Special Sewer Tap Agreement.

12. SEWER TAP AGREEMENT REIMBURSEMENT:

Permission is hereby granted to Waterfield Mortgage Company to tap a sewer to serve 4514 E. Paulding Road. Said permission is conditioned upon the payment of the sum of $429.00 to the City of Fort Wayne as reimbursement under a certain Agreement No. SC-63-3, dated May 6, 1963, who are parties of said contract, by the City of Fort Wayne; it is further conditioned upon a sewer tap permit being taken out with Water/Sewer Service Permit Room.

Approved.

Ordered the City Utilities to remit the sum of $429.00 to Marathon Oil Company which sum was deposited with the City by the applicant, to be distributed as set out in the Special Sewer Tap Agreement.

13. SEWER TAP AGREEMENT REIMBURSEMENT:

Permission is hereby granted to the following to tap a sewer to serve the following: JOHN MANLEY, $880.55; LAWRENCE SHAW, $1,375.86; R.W. SHENFELD, $880.55; LEROY SHINE, $1,027.31; B.K. & S.S. STOAK, $1,064.00 and H.J. WAGNER, $953.51. Said permission is conditioned upon the payment of the total sum of $6,181.80 to the City of Fort Wayne as reimbursement under a certain Agreement No. S-200-74, dated November 12, 1974, who are parties of said contract, by the City of Fort Wayne; it is further conditioned upon a sewer tap permit being taken out with Water/Sewer Service Permit Room.

Approved.

Ordered the City Utilities to remit the sum of $6,181.80 to Meister-Graber which sum was deposited with the City by the applicants, to be distributed as set out in the Special Sewer Tap Agreement.

VOID THIS ENTRY --- See 65-180-12.

14. SEWER TAP AGREEMENT REIMBURSEMENT:

Permission is hereby granted to the following to tap a sewer to serve the following: ROBERT DULL, $966.49; GERALD FOX, $966.49; FRED WARSCO, $966.49; DEWEY SAUERS, $966.49; B. JACK PORTER, $966.49; SAM BUTLER, $966.49; RONALD COBB, $1,671.03; JOHN L. & T.M. GRUTSCH, $966.49. Said permission is conditioned upon the total payment of $9,402.95 to the City of Fort Wayne as reimbursement under a certain Sewer Agreement No. S-166-76, dated August 25, 1976, who are parties of said contract, by the City of Fort Wayne; it is further conditioned upon a sewer tap permit being taken out with Water/Sewer Service Permit Room.

Approved.

Ordered the City Utilities to remit the sum of $9,402.95 to Calvary Temple Church which sum was deposited with the City by the applicants, to be distributed as set out in the Special Sewer Tap Agreement.

15. Received Street Lighting Resolution No. 130-1978, final plans, estimate and specifications, prepared by the Street Lighting Engineering Department, for lighting the Northwest Central Neighborhood Phase II Impact Area, more specifically identified as High Street from Barthold Street to Sherman Boulevard, Third Street from Barthold Street to Sherman Boulevard, Fourth Street from Barthold Street to Sherman Boulevard, Wefel Street from High Street to the second alley north of High Street and Andrew Street from Fourth Street to Spring Street.

Approved and adopted. A true copy is incorporated herein.

Advertise Notice to Contractors, February 24, 1978 and March 3, 1978.

Receive bids Wednesday, March 8, 1978 at 9:00 a.m.

Ordered bid documents from the Street Lighting Engineering Department.

16. Received Invoice No. 2 (FINAL) of Hawk Construction, Inc. in the amount of $7,885.00 prepared by Michael F. Popp, Architect, for general construction for Nebraska Neighborhood Community Center, West Main Street.

Approved. Ordered the amount of $1,156.00 be paid from Account No. 10-660-251 encumbered - P.O. 00070 and the amount of $6,729.00 paid by Community Development and Planning. (FINAL PAYMENT).

17. Received invoice of L. W. Dailey, Inc. in the amount of $12,799.68, prepared and approved by the Street Engineering Department, covering work on Resolution No. 5774-1977 for improving Pontiac Street from the east property line of Central to west property line of Radcliff Street.

Approved and ordered the amount of $12,799.68 paid from Account 28-881-999 encumbered - P.O. 03881.

Balance cost of project is to be paid through the Assessment Roll. Amount is $23,770.82.

18. Received a petition for the installation of a sanitary sewer to serve Dupont Road from Leo Road to 1500 ± LF West of Dupont Road.

Ordered the Water Pollution Control Engineering Department to investigate and report.

Board Order No. 19-1978.

19. Received Special Street Permits for The Knolls Corporation prepared and approved by the Street Engineering Department for the following:

MORNINGKNOLL DR. -----------------Board Order 20-78
BUSCHE COURT -------------------- " " 21-78
KNOLLRIDGE DRIVE ----------------- " " 22-78
HILLOCK COURT -------------------- " " 23-78
ORDWAY DRIVE --------------------- " " 24-78

Approved and Special Street Permits issued.

20. Received preliminary plans, estimate and recommendation prepared by the Water Engineering Department for the installation of water main on Sherwood Terrace from Wayne Trace to the East P/L of Lot #322.

Ordered Water Enginering Department to prepare contract, specification, final plans and property ownership list for project.

21. Received invoice #1 of Hagerman Construction Corporation in the amount of $126,337.50 prepared and approved by McNamee, Porter and Seeley, Consulting Engineers for Water Works Improvements - Wash Water Retention Basin, Contract No. 77-W-1.

Ordered City Utilities to pay Hagerman Construction Corporation the amount of $126,337.50.

Also pay to the Hagerman Construction Corporation Escrow Account at Lincoln National Bank the amount of $14,037.50.

Payments are to be made from the Water Utility Fund.

Meeting adjourned at 11:00 a.m.

Henry P. Wehrenberg

BOARD OF PUBLIC WORKS

ATTEST:
Ursula Miller
Secretary and Clerk

Thursday, February 23, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	E. H. Lamar, M. G Scott Ursula Miller
Received Minutes of Meetings held on Wednesday, Feb. 15, 1978 at 9 a.m.; Thursday, Feb. 16, 1978 at 3:30 p.m.; and Wednesday, February 22, 1978 at 9:00 a.m.	
1. HEARING ON CONFIRMATION:	CONFIRMED.
Sewer Easement Resolution No. 157-1977 for the condemnation of Permanent and Temporary Sewer Easements for the purposes to construct, operate, control and maintain a sanitary sewer line along and across a portion of Section 8, Township 31 North, Range 13 East, and Section 9, Township 31 North, Range 13 East, and Section 16, Township 31 North, Range 13 East, a portion being a part of the Bouries Reserve, the Ann Hackley Reserve, and the Richardville Reserve, bounded on the northwest by a line 2500 ± LF south of and parallel to the centerline of Leo Road (Old State Road 1 and 427); bounded on the northeast by a line running 50 ± LF north of and parallel to the centerline of Rothman Road and its westerly extension thereof; bounded on the south by a line 50 ± LF south of and parallel to said centerline of Rothman Road, bounded on the east by the centerline of Micheli Drive. (SEWER 298-77)	Ordered the Water Pollution Control Engineering Department to prepare Assessment Roll of Benefits and Damages.
2. HEARING ON CONFIRMATION OF ASSESSMENT ROLL:	The Board determined the benefits as indicated.
Sanitary Sewer Resolution No. 871-1976 to serve area generally known as Parkwood Place Addition Sanitary Sewer.	Ordered Water Pollution Control Engineering Department to prepare the Final Assessment Roll. *
3. Received Sewer Extension Agreement between Woodmont Realty, Inc. and the City of Fort Wayne, prepared by William N. Salin, City Attorney, which provides for construction of a sanitary sewer known as Woodmont - Section #4.	Approved. A true copy of Sewer Extension Agreement is incorporated herein under Agreements. Ordered sent to the Common Council on Tuesday, March 14, 1978 at 8:00 p.m.
4. Received Sewer Extension Agreement between Roberts Development Corporation and the City of Fort Wayne, prepared and approved by Water Pollution Control Engineering Department, which provides for construction of a sanitary sewer known as Columbia Avenue Sanitary Sewer.	Approved. A true copy of Sewer Extension Agreement is incorporated herein under Agreements. Ordered sent to the Common Council on Tuesday, March 14, 1978 at 8:00 p.m.

* Ordered reduction in assessment for Robert W. and Kathy J. Johnsonbaugh from $2,687.69 to $2,489.50.

5. Received contract, Guaranty and Liability Bonds of Hipskind Asphalt Corporation, in the amount of $100,634.00, prepared and approved by the Street Engineering Department signed by Trinity Universal Insurance Company for Street Resolution No. 5791-1977 for improving Curdes Avenue, Fifth Street, Barr Street, Weisser Park, Putnam Street and St. Joe Road.	Approved. Ordered sent to the Common Council on Tuesday, March 14, 1978 at 8:00 p.m.
6. Received contract, Guaranty and Liability Bonds of Carrington & Associates, Inc. in the amount of $10,595.00, prepared and approved by the Street Engineering Department signed by Firemen's Insurance Company for Sidewalk Improvement Resolution No. 5789-1977 for improving Lincolnshire Addition Area.	Approved. Ordered sent to the Common Council on Tuesday, March 14, 1978 at 8:00 p.m.
7. Received contract, Guaranty and Liability Bonds of Carrington & Associates, Inc. in the amount of $1,381.95, prepared and approved by the Street Engineering Department signed by Firemen's Insurance Company for Improvement Resolution No. 5788-1977 for the construction of curb on the south side of Lake Avenue from the west curb line of Anthony Boulevard to a point 188 feet west thereof.	Approved.
8. Received Invoice No. 28 of H. N.T.B. - Henry B. Steeg & Assoc., Div. in the amount of $261.60 for engineering services provided for Division II - Water Pollution Control Project - Terminal Ponds - C-180538-01.	Approved and ordered City Utilities to pay invoice from the Water Pollution Control Utility Fund.
9. Received Invoice No. 28 (FINAL) of John Dehner, Inc. - Spears-Dehner, Inc. (joint bidders) in the amount of $18,580.86 for Water Quality Control Project - Division II - Terminal Ponds - Federal Project C-180538-01.	Approved and ordered invoice No. 28 (FINAL) of John Dehner, Inc. - Spears - Dehner, Inc. in the amount of $18,580.86 paid by City Utilities. Also, ordered retainage in the amount of $977.94 paid by City Utilities to John Dehner, Inc. - Spears-Dehner, Inc. Escrow Account at Lincoln National Bank & Trust Company.
10. Received invoice No. 35 of Hagerman-Shambaugh (joint bidders) in the amount of $46,871.55 for the period of December 30, 1977 to January 27, 1978 for Water Pollution Control Plant Additions of Water Quality Control Project - Division I.	Approved and ordered invoice #35 of Hagerman-Shambaugh (joint bidders) in the amount of $46,871.55 paid by City Utilities. Also, ordered retainage in the amount of $2,466.92 paid by City Utilities to Hagerman - Shambaugh Escrow Account at Lincoln National Bank.
11. Received Change Order No. 19 of Hagerman - Shambaugh - (joint bidders) in the amount of $50,520.95, prepared and approved by H.N.T. & B. - Henry B. Steeg & Associates Div., for Quality Control Project, Division I, Water Pollution Control Plant Expansion.	Approved. Ordered sent to the Common Council on Tuesday, March 14, 1978 at 8:00 p.m.

12.	Received invoice No. 35 of H.N.T.B. - Henry B. Steeg & Associates, Div., in the amount of $659.90 for engineering services provided for Division I - Water Quality Control Project C-180538-01.	Approved and ordered City Utilities to pay invoice from the Water Pollution Control Utility Fund.
13.	Received Partial Payment Estimate No. 1 of T & F Construction Corporation in the amount of $36,968.96, prepared and approved by the Street Lighting Engineering Department, covering work on Street Lighting and Traffic Signals E.D.A. Project 06-51-26289. (Street Lighting Resolution No. 125-77). (CENTRAL BUSINESS DISTRICT).	Ordered the City Controller to pay invoice #1 of T & F Const. Corp. in the amount of $36,968.96. Also, pay to T & F Const. Corp. Escrow Account at Indiana Bank & Trust Company the amount of $4,107.66. Ordered paid out of E.D.A. Grant
14.	Received a request from Martin, Inc., P.O. Box 522, for permission to barricade the east lane of Barr Street beside Davis Pontiac at Main Street on Wednesday, February 22, 1978 from 9:00 a.m. till 3:00 p.m. PURPOSE: Emergency roof cave in.	Approved and permit issued.
15.	Received a request from Bercot, Inc. (Paul Bercot) 3838 Mobile Avenue, for permission to barricade Freeman from Covington to Geneva (will maintain two-way traffic) on Thursday, February 23, 1978 till Thursday, March 9, 1978 from 8:00 a.m. till 4:00 p.m. dailey (except to local traffic). PURPOSE: Installation of sewer for City project.	Approved and permit issued.
16.	Received a request from Elco Tool, Inc., % John Pfifter & Trans-Power, Inc., 3131 Wells Street, for permission to barricade Wallywood Avenue from Wells Street west on Tuesday and Wednesday, May 23 and 24, 1978 from 4:00 p.m. until 10:00 p.m. each day. PURPOSE: Joint Company Open House.	Approved and permit issued.

Meeting adjourned at 4:38 p.m.

Henry P. Wehrenberg

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Wednesday, March 1, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. WEhrenberg, M. G Scott Ursula Miller
1. Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2. Received payment vouchers form the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3. Received sidewalk application:	Approved and permits issued.

1036 E. Washington ----------- Delbert Ritter

4. Received street cut applications:

800 blk. Anderson ----------------City Utilities
1128 Barthold --- "
Brown & Bevel --- "
3504 S. Calhoun ---NIPSCO
2217 S. Calhoun --- "
2204 California (alley) --- "
910 Caribe --- "
Clay & E. Lewis ---City Utilities
5506 N. Clinton (prkstrp) --- "
330S Calhoun --- "
1610 Coliseum (prkstrp) --- "
142 E. Concord Lane (parkstrip) --- "
209 E. Concord Lane (prkstrp) --- "
145 Cumberland --- "
510 Curdes (prkstrp) --- "
4305 Drury Lane ---NIPSCO
2045 Elyetta ---City Utilities
2622 Ethel (prkstrp) --- "
Ethel & Irene (sdw.) --- "
3401 Euclid (alley) ---NIPSCO
Hanna s/o Lewis ---CITY UTILITIES
2106 Lakewood (prkstrp) --- "
1213 Larch Lane (prkstrp) --- "
E. Lewis & Lafayette --- "
1017 Kensington (alley) ---NIPSCO
529 Kinsmoor --- "
530 Kinsmoor --- "
3421 Lillie (alley) --- "
6102 Oakmont Rd. (prkstrp) ---CITY UTILITIES
Pontiac at intersec. of Adams ---NIPSCO
1704 St. Joe Blvd. (alley) --- "
1414 St. Marys (prkstrp) ---CITY UTILITIES
Stellhorn Rd. & Manistee (prkstrp)-- "

2129 Thompson (prkstrp) ------ Ralph Hayes
903 Wakefield (prkstrp) --- City Utilities
337 W. Williams --- NIPSCO
2608 S. Harrison --- "
1616 Darien --- "
301 Edgeknoll (prkstrp) --- City Util.
1327 Gay --- NIPSCO
3307 Heritage --- "
1223 St. Marys --- "
2415 St. Marys --- "
2410 St. Marys --- "
2405 St. Marys --- "
St. Marys and Huffman --- "
6912 Monterey (prkstrp) --- City Util.
1734 Newhaus --- "
1630 Romane --- "
1716 Romane --- "
1715 Romane --- "
720 Snowfall --- "
7217 Snowfall Ct. --- "
1200 blk. E. State --- City Util.
3918 Abbott --- NIPSCO
7306 Autumn View --- "
2712 S. Calhoun (alley) ---Golden Rule
4413 Colonial --- NIPSCO.
3900 Blk. S. Harrison --- City Util.
1011 Huestis --- NIPSCO
2901 John --- "
Paulding Rd. & Winter St. --- City Util.
1607 Randford Pl. --- NIPSCO
3854 Reed Rd. --- "
S./o St. Joe Center Rd. & "
E/o N. Clinton --- I & M
Summit & Division --- City Util.
2125 Thompson (prkstrp) --- "
1217 Archer (alley) --- NIPSCO
3401 Euclid (alley) --- "
530 Kinsmoor --- "
1010 Milton (prkstrp) --- "
337 W. Williams --- "

5.	Received Change Order No. 1 of Schmidt Electric, Inc. in the amount of $8,262.08, prepared and approved by the Street Lighting Engineering Department, covered by Street Lighting Resolution No. 5715-1976 - for Coldwater Road.	Approved. Ordered sent to the Common Council on March 14, 1978 at 8:00 p.m.
6.	Received inspection report and Primary Assessment Roll prepared by the Street Engineering Department for Sidewalk Resolution No. 5774-1977 for improving the sidewalk on the north side of Pontiac Street from the east property line of Central Drive to the west property line of Radcliff Drive.	Approved and Completion Affidavit filed. Primary Assessment Roll approved. Advertise Notice of Assessment Roll March 10 and 11, 1978. Hearing on Confirmation of Assessment Roll Thursday, March 23, 1978 at 3:30 p.m. Notices to be mailed March 10, 1978.

7. Received inspection report and Primary Assessment Roll prepared by the Street Lighting Engineering Department for Street Lighting Resolution No. 122-1977 for the construction of ornamental street lighting system with underground wiring in Northcrest Woods Addition, more specifically defined as Brighton Drive from the south property line of Lot 82 Northcrest Woods Addition to Dartmouth Drive, Dartmouth Drive from Catalina Avenue to Washington Center Road, Northcrest Drive from Catalina Avenue to Dartmouth Drive and Riviera Drive from Catalina Avenue to Washington Center Road.	Approved and Completion Affidavit filed. Primary Assessment Roll approved. Advertise, Notice of Assessment March 10 and 17, 1978. Hearing on Confirmation of Assessment Roll Thursday, March 23, 1978 at 3:30 p.m. Notices to be mailed on March 17, 1978.
8. Received Final Assessment Roll prepared by the Water Pollution Control Engineering Department for Sanitary Sewer Resolution No. 871-1976 - Parkwood Place Addition.	CONFIRMED. Ordered sent to the Department of Finance.
9. Received Invoice No. 1 of Bercot, Inc. in the amount of $34,902.58, prepared and approved by the Water Pollution Control Engineering Department, covering work on Sewer Resolution No. 294-77 Freeman Street - Covington Road Area Sanitary Sewer. (E.D.A. 06-51-26281.) Payment is for the period of December 13, 1977 to February 22, 1978.	Approved. Ordered City Controller to pay Invoice No. 1 of Bercot, Inc. in the amount of $34,902.58. Also, pay to Indiana Bank & Trust Company the amount of $3,878.07 to the Bercot, Inc. Escrow Account Payment is to be made from E.D.A. Grant.
10. Received petition for the construction of a sanitary sewer to serve Washington Center Road from Lima Road (State Road #3) to 2400 ± LF west of Lima Road.	Approved. Ordered the Water Pollution Control Engineering Department to investigate and report.
11. Received invoice No. 1 of Nobis Construction Company, Inc. in the amount of $30,491.10 prepared and approved by the Water Pollution Control Engineerng Department, covering work on Sewer Resolution No. 295-1977 for Glenwood Park Lift Station Elimination.	Ordered City Utilities to pay invoice of Nobis Construction Company, Inc. in the amount of $30,491.10 from the Water Pollution Control Utility Fund.
12. Received quotation from the Purchasing Agent for the proposed purchase of 35 post top luminaires - TC 100R for the City Street Lighting Department: GENERAL ELECTRIC COMPANY ---------------$4,550.00	Through the recommendation of the Purchasing Agent the bid of General Electric Company in the amount of $4,550.00 was accepted under Purchase Order No. 9793, dated February 23, 1978. Ordered sent to the Common Council on Tuesday, March 14, 1978 at 8:00 p.m.
13. Received quotation from the Purchasing Agent for the proposed purchase of 35 aluminum poles for the City Street Lighting Department: PREFERRED PRODUCTS ------------------ $3,840.20.	Through the recommendation of the Purchasing Agent the bid of Preferred Products in the amount of $3,840.00 was accepted under Purchase Order No. 9794, dated February 23, 1978. Ordered sent to the Common Council on Tuesday, March 14, 1978 at 8:00 p.m.

14. Received quotation from the Purchasing Agent for the proposed purchase of one (1) Tab Variable Speed Burster or the City Utilities - Data Processing Department:

TAB PRODUCTS COMPANY -------------$2,680.00
(represented by A.A. Billain Co.)

Through the recommendation of the Purchasing Agent, the bid of Tab Products Company was accepted in the amount of $2,680.00 under Purchase Order No. 9800, dated February 27, 1978.

Ordered sent to the Common Council on Tuesday, March 14, 1978 at 8:00 p.m.

15. Received a request from Nobis Construction Company (Bill Nobis), 3702 Rupp Drive, for permission to barricade Trier Road from Elwood to Kirkfield (closed except to local traffic) on Thursday, March 2, 1978 from 9:00 a.m. till 3:00 p.m.
PURPOSE: Installation of 15" sewer across Trier Road.

Approved and permit issued.

Meeting adjourned at 11:15 a.m.

Henry P. Wehrenberg

Mary Q. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Secretary and Clerk

Thursday, March 2, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

	H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, M. G Scott Ursula Miller
	Received Minutes of Meetings held on Thursday, February 23, 1978 at 3:30 p.m. and Wednesday, March 1, 1978 at 9 a.m.	
1.	Continued from February 16, 1978 HEARING ON CONFIRMATION: Sidewalk Improvement Resolution No. 5796-78 for construction of sidewalks, curbs, street lighting, storm drainage, and resurfacing of Columbia Street, also commonly identified as "The Landing", commencing at the west property line of Calhoun Street to the east property line of Harrison Street, also sidewalk and curb improvements along the east side of Harrison Street commencing at the south property line of Columbia and running south 150 feet thereof, also sidewalk and curb improvements on the east side of Harrision, commencing at the north property line of Columbia and running north 110 feet thereof.	CONFIRMED. Advertise, Notice to Contractors, March 10 and 17, 1978. Receive bids on Wednesday, March 22, 1978 at 9:00 a.m. Ordered the Street Engineering Department to prepare bid documents.

Meeting adjourned at 3:45 p.m.

Henry P. Wehrenberg

May G Scott
BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

Monday, March 6, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, M. G Scott Ursula Miller

1. Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2. Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3. REceived street cut applications:	Approved and permits issued.

1700 Ardis (prkstrp)	---	City Utilities
7014 Bradbury (prkstrp)	---	"
6412 Dumont Drive	---	NIPSCO
2912 Fairoak (prkstrp)	---	City Utilities
Old Mill Rd. & Lexington	---	"
2712 Poinsette	---	NIPSCO
3011 Queen (prkstrp)	---	City Utilities
610 Radcliffe	---	"
3520 Tillman (prkstrp)	---	"
Trier Rd. - Glenwood Pk. Pump Station Elim.	---	P. Boller
2807 Waynedale (prkstrp)	---	City Utilities
3004 Waynewood (sdw.)	---	"
133 W. Dewald	---	NIPSCO
1025 Eckart (prkstrp)	---	"
Fairfield & Packard	---	"
828 Greenlawn	---	"
1001 E. Lewis (alley)	---	"
1202 McKinnie	---	"
3028 Shawnee (alley)	---	"
4700 South Park (alley)	---	"
1100 E. State	---	"
1125 E. State	---	"
616 W. State	---	"
1222 Taylor	---	"
3305, 06, 11, 14, 15 & 18 Webster	---	"

4. Received a petition for the installation of a sanitary sewer line connecting to the Spy Run Interceptor on Wadington Road from Cook Road to end of Wadington Road.	Approved. Ordered Water Pollution Control Engineering Department to investigate and report. Board Order No. 27-1978.

5. Received Quit-Claim Deed from Neighborhood Cared, Inc. to City of Fort Wayne, Indiana, for:

Lot No. 13 in Chute's Homestead Addition
and
Lot No. 82 in Kryder's Addition, Extended

both in the City of Fort Wayne, Indiana.

Accepted. Recorded.

A true copy is incorporated herein.

6. RESOLUTION NO. 65-251-6

Approved.

WHEREAS, Paul L. Craig and Berneice Craig, (owners), have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following described easement in Fort Wayne, Allen County, Indiana, to-wit:

Starting at a point on the northeast corner of Lot Number 21 of Northcrest Woods Addition, proceed in a westerly direction along the north property line for a distance of 135 feet to the west property line: thence, in a southerly direction along the west property line for a distance of 3 feet; thence in an easterly direction along a line, parallel to the north property line for a distance of 135 feet to the east proerty line; thence, in a northerly direction along the east property line for a distance of three feet and to the point of starting.

7. RESOLUTION NO. 65-251-7

Approved.

WHEREAS, Hugh P. Poindexter and Mary C. Poindexter (owners of fee simple title), have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following described public alley, in Fort Wayne Allen County, Indiana, to-wit:

An east-west alley, extending west 122 feet, from the west right-of-way of Gay Street, to its terminus at the east right-of-way of the north south alley, lying north of Creighton Avenue, located north of Lot #3 and south of Lot #2 Pukowniks Subdivision.

8. RESOLUTION NO. 65-251-8

Approved.

WHEREAS, the Fort Wayne Board of Public Works and Fort Wayne City Utilities Federal Credit Union have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated alleys located in Fort Wayne, Allen County, Indiana, to-wit:

The first alley of Lafayette Street from the north property line of Wallace Street to its northern terminus and the alley between Wallace Street and vacated Virginia Street from the east property line of the first alley east of Lafayette to a point 110 feet west of the west property line of Monroe Street except the Clay Street intersection.

9.	SEWER TAP AGREEMENT REIMBURSEMENT: Permission is hereby granted to: Bruce Boester, 2323 Dunkelberg Road and Florence Yockey, 8903 Bluffton Road. Said permission is conditioned upon the payment of the sum of $1,109.81 to the City of Fort Wayne as reimbursement under a certain Agreement No. S-708-71, dated April 30, 1971, who are parties of said contract, by the City of Fort Wayne; it is further conditioned upon a sewer tap permit being taken out with Water/Sewer Service Permit Room.	Approved. Ordered City Utilities to remit the sum of $1,109.81 to Earth Construction Company which sum was deposited with the City by the applicants to be distributed as set out in the Special Sewer Tap Agreement. VOID THIS ENTRY
10.	Received Invoice No. 3 of A. Hattersley & Sons, Inc., in the amount of $4,284.00, prepared and approved by Cole - Matott, Architects, covering Mechanical Construction for the Renovation of Old City Hall. (EDA Project No. 06-51-26917).	Approved and ordered paid out of E.D.A. Grant. Ordered the City Controller to pay invoice No. 3 of A. Hattersley & Sons, Inc. in the amount of $4,284.00. Also, ordered City Controller to pay the amount of $476.00 to A. Hattersley & Sons, Inc. Escrow Account at Anthony Wayne Bank.
11.	Received invoice No. 3 of W. A. Sheets & Sons, Inc. in the amount of $23,722.20, prepared and approved by Cole - Matott, Architects, covering General Construction for the Renovation of Old City Hall (EDA Project No. 06-51-26917).	Approved and ordered paid out of E.D.A. Grant. Ordered the City Controller to pay invoice No. 3 of W. A. Sheets & Sons, Inc., in the amount of $23,722.20. Also, ordered City Controller to pay the amount of $2,635.00 to W. A. Sheets & Sons, Inc. Escrow Account at Indiana Bank & Trust Company.
12.	Received invoice No. 2 of Shambaugh & Son, Inc. in the amount of $2,241.00, prepared and approved by Cole - Matott, Architects, covering Electrical Construction for Renovation of Old City Hall (EDA Project No. 06-51-26917).	Approved and ordered paid out of E.D.A. Grant. Ordered City Controller to pay invoice No. 2 of Shambaugh & Son, Inc. in the amount of $2,241.00.
13.	Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of Troy Wilson Excavating Company with Guaranty Bond in the amount of $4,000 signed by American States Insurance Company for a sanitary sewer known as Ernst Court Sanitary Sewer Extension.	Approved. Ordered acceptance letter written.

14.	Received Water Contract No. 7715, prepared and approved by the Water Engineering Department, between AMFED SERVICE CORPORATION and the Fort Wayne Utility for Papermill Bluffs, Section II.	Approved. Sent to Water Engineering Department for handling.
15.	Received a request from Martin, Inc., P.O. Box 522, for permission to barricade parking lane on Calhoun Street in front of Gettle Building on Monday, March 6, 1978 from 9:0 a.m. till 12:00 Noon. PURPOSE: Need to park crane to do some work on top of building (short in elevator).	Approved and permit issued.
16.	Received a request from American Agriculture Movement, U.A.W. Hall, S. Wayne, Auburn, Indiana, for permission to hold a parade on Saturday, March 11, 1978 from 10:00 a.m. till 3:00 p.m., starting and terminating at Coliseum Parking Lot. Route to be traveled: Parnell south to St. Joe Blvd., St. Joe to Columbia Street, Columbia to Main Street, Main south to Calhoun Street and return by same route. PURPOSE: Agricultural Demonstration.	Approved and permit issued.

Meeting adjourned at 11:15 a.m.

Henry P. Wildenberg

May A. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Secretary and Clerk

Wednesday, March 8, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H.P. Wehrenberg, E.H. Lamar,
M.G Scott
Ursula Miller

Received Minutes of Meetings held on Thursday, March 2, 1978 at 3:30 p.m. and Monday, March 6, 1978 at 9:00 a.m.

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3. Received driveway applications:

6004 Calico Court ----------- A. D. Delagrange Const.
3219 Pavilion Ct. ----------- A. D. Delagrange Const.

Approved and permits issued.

4. Received street cut applications:

2910 Abbott (prkstrp) ------- City Utilities
S. Barr beside 230 E. Douglas and intersec. of S. Barr and E. Douglas--- NIPSCO
4530 Bluffton Rd. (prkstrp) --- City Utilities
4114 N. Clinton --- Gen. Tele.
Ley Rd. e/o Industrial Rd. --- "
1621 Lofton Way --- NIPSCO
1220 McClellan (prkstrp) --- City Utilities
3301 Sandpoint Rd. (driveway) --- "
Intersec. Barr & Berry --- NIPSCO
3504 S. Calhoun --- "
4611 Plaza (prkstrp) --- "

Approved and permits issued.

5. Received Change Orders 15, 16 and 17 on Division I Water Pollution Control Expansion in the amounts of $67,897, $91,664 and $25,738 which have been approved by the Indiana Stream Pollution Control Board and by U.S. EPA.

Notify Water Pollution Control Plant Engineer.

6. RECEIVE BIDS:

Street Lighting Resolution No. 130-78 for Northwest Central Neighborhood Phase II Impact Area: (Andrew, Fourth, Third, Barthold and Wefel areas)

N. G. GILBERT ---------- $28,645.00

SCHMIDT ELEC., INC. ---- $34,283.00

T & F CONST. CO. ------- $29,372.00

Ordered the Street Lighting Engineering Department to tabulate and report.

Award contract on Wednesday, March 15, 1978 at 9:00 a.m.

7. RECEIVE BIDS:

Street Improvement Resolution No. 5794-1978 for improving the surface and street drainage along the west side of West Main Street including street resurfacing all within the 2200 block of West Main Street:

BROOKS CONST. ------------	$10,467.50
DAILEY ASPHALT -----------	$13,502.00
HIPSKIND ASPHALT CORP.----	$13,939.00
RIETH-RILEY, INC. --------	NO BID
SPEARS - DEHNER, INC. ----	NO BID
WAYNE ASPHALT & CONST. CO.-	$12,325.00

Referred to the Street Engineering Department for tabulation and report.

Award contract on Wednesday, March 15, 1978 at 9:00 a.m.

8. RECEIVE BIDS:

Street Resolution No. 5797-1978 for improving Jefferson Street from Garden Street to Harmar Street, Maumee Avenue from Harmar Street to Glasgow Avenue, Washington Boulevard from Thieme Drive to Harmar Street. The improvement will consist of reconstruction of existing curbs, sidewalks, storm sewers and street pavement by resurfacing:

BROOKS CONST., INC. -----	$1,702,896.00
RIETH - RILEY -----------	$1,659,941.75
SPEARS - DEHNER, INC. ---	$1,646,196.00

Referred to the Street Engineering Department for tabulation and report.

Award contract on Wednesday, March 15, 1978 at 9:00 a.m.

9. Received three Acceptance Agreements on Project No. EPA C-180538-01 Water Quality Control Project - Division I - Water Pollution Control Plant Expansion as recommended by H.N.T. & B. - Henry B. Steeg and Associates Div. and accepted by Hagerman - Shambaugh (joint venture):

   1. Roots-Dresser Centrifugal Blower No. 1, Serial No. H-2984, Item No. 8, Section D-11.
   2. Roots-Dresser Centrifugal Blower No. 2, Serial No. H-2983, Item No. 8, Section D-11.
   3. Roots-Dresser Centrifugal Blower No. 3, Serial No. H-2981, Item No. 8, Section D-11.

Approved.

1, 2 and 3 warranties to be August 8, 1977.

10. Received invoice No. 1 (FINAL) of Servelect, Inc., in the amount of $4,608.00, prepared and approved by the Street Engineering Department for Resolution No. 5782-1977 - Street Department Garage.

Approved and ordered paid from Account No. 36-366-200 Purchase Order No. 03403.

11. Received Partial Payment Estimate No. 6 of John Dehner, Inc. in the amount of $325,012.76 on Sewer Resolution No. 290-1977 - North Maumee Interceptor, Section I - Water Quality Control Project C-180839-01. Estimate is for the period of February 1, 1978 to February 28, 1978.	Approved and ordered invoice No. 6 of John Dehner, Inc. in the amount of $325,012.76 paid by City Utilities from the Water Pollution Control Utility Fund. Also, ordered retainage in the amount of $36,112.52 paid by City Utilities to John Dehner, Inc. Escrow Account at Lincoln National Bank & Trust Company.

Meeting adjourned at 11:00 a.m.

Henry P. Wehrenberg

Ethel W. LaMar

Ray G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Secretary and Clerk

Thursday, March 9, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg,
E. H. Lamar, M. G. Scott
Ursula Miller

1. HEARING ON CONFIRMATION OF ASSESSMENT ROLL:

   Sidewalk Improvement Resolution No. 5709-1975 for the construction of sidewalk on both sides of Coldwater Road beginning at Coliseum Boulevard running north to Washington Center Road excluding sidewalks now in place to a width of five feet.

The Board determined the benefits as indicated.

Ordered the Street Engineering Department to prepare the Final Assessment Roll.

2. HEARING ON CONFIRMATION OF ASSESSMENT ROLL:

   Sidewalk Improvement Resolution No. 5710-1975 for the construction of sidewalk on both sides of Washington Center Road beginning at a point 2400 feet west of Coldwater Road running east to a point 3910 feet east of Coldwater Road, except where sidewalk is now in place to a width of five feet.

The Board determined the benefits as indicated.

Ordered the Street Engineering Department to prepare the Final Assessment Roll.

3. Received plat of Crown Ridge Addition, Section "A" submitted and approved by the City Plan Commission.

Approved.

4. Received Special Sewer Permit for Harold C. Simmers and Nobis Construction Company prepared and approved by the Water Pollution Control Engineering Department and Performance Bond of Nobis Construction Company to construct Sanitary Sewer to serve Lots 4,5,6 and 47 of Gerke's Trier Road Addition.

Approved and Special Sewer Permit issued.

Board Order No. 28-1978.

Meeting adjourned at 4:30 p.m.

Henry P. Wehrenberg
Earl W. LaMar
May G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

Monday, March 13, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar,
M. G Scott
Ursula Miller

Received Minutes of Meetings held on Wednesday, March 6, 1978 at 9:00 a.m. and Thursday, March 9, 1978 at 3:30 p.m.

1. Received purchase orders from the Purchasing Agent of City Utilities.

   Approved.

2. Received payment vouchers from the Auditor of City Utilities.

   Approved and ordered sent to the Department of Finance.

3. Received private sidewalk applications:

   Approved and permits issued.

   6003 Calico Ct. ----------------- A. D. Delagrange Const.
   1607 Lofton Way ----------------- Benchmark Homes, Inc.
   3208 Pavilion Ct. --------------- A. D. Delagrange Const.

4. Received street cut applications:

   Approved and permits issued.

   429 Edgeknoll (prkstrp) --- City Utilities
   Gaywood & Wilson --- "
   1503 Glenwood (prkstrp) --- "
   Hanna & Belmont --- "
   1004 High --- "
   5211 Industrial Rd. (parkstrp)--- "
   1900 Kenwood (2 cuts) --- "
   1685 Reed Rd. --- "
   3500 E. Tillman Rd. (prkstrp) --- "
   40' n/o Maumee on University----- NIPSCO

5. Received Wage Agreement between the City of Fort Wayne and the International Brotherhood of Teamsters, Local Union #414 (Water Pollution Control Maintenance) providing for an 8% wage increase for the years of 1978 and 1979.

   Approved and on file in the Board of Public Works.

6. Received Wage Agreement between the City of Fort Wayne and the International Union of Operating Engineers, Local Union #19 - AFL-CIO (Street Department) providing for an 8% wage increase for the years of 1978 and 1979.

   Approved and on file in the Board of Public Works.

7. Received Wage Agreement between the City of Fort Wayne and the International Union of Operating Engineers, Local #19 (Filtration and Water Pollution Control Plants) providing for an 8% wage increase for the years of 1978 and 1979.

   Approved and on file in the Board of Public Works.

8.	Received Wage Agreement between the City of Fort Wayne and Office and Professional Employees' International Union, Local #325, AFL-CIO providing for an 8% wage increase for the years of 1978 and 1979.	Approved and on file in the Board of Public Works.
9.	Received quotation from the Purchasing Agent for the proposed purchase of material and labor for complete engine overhaul of Allis-Chalmers front end loader unit No. 139 for the Water Pollution Control Plant: KITCHEN MACHINERY, INC. --------$2,217.05	Through the recommendation of the Purchasing Agent the bid of Kitchen Machinery, Inc. in the amount of $2,217.05 was accepted under Purchase Order No. 9833, dated March 9, 1978. Ordered sent to the Common Council on Tuesday, March 28, 1978 at 8:00 p.m.
10.	Received a petition for residents of Greendale Drive located between Trier Road and North Drive to be included in the Sewer System Planning.	Approved. Ordered the Water Pollution Control Engineering Department to investigate and report. Board Order No. 29-1978.

Meeting adjourned at 11:05 a.m.

Henry P. Wehrenberg

Ethel W. LaMar

Max G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Wednesday, March 15, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehremberg, E. H. Lamar,
M. G Scott
Ursula Miller

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3. Received street cut applications:

Approved and permits issued.

2500 Blk. Clara --- City Util.
2700 Blk. Clara --- "
3320 N. Clinton /Livingston--- Jos. Watkins Trench.
400 blk. W. Fleming --- City Util.
400 blk. Kinsmoor --- "
1328 E. Lewis (alley) --- NIPSCO
Lewis & Harmar --- City Util.
Main & Osage (sdw.) --- "
W. Pettit /4833 S. Harrison--- NIPSCO
Taylor & Bevel --- City Util.
3316 Alexander (alley) --- NIPSCO
1217 Archer (alley) --- "
1800 Franklin (alley) --- "
4327 Gaywood --- "
3114 S. Harrison --- "
4418 Oliver (alley) --- "
615 E. Rudisill (alley) --- "
4313 Spatz (alley) --- "
1116 E. State --- "
1320 Westover Rd. --- "

4. AWARD CONTRACT:

Received tabulation and recommendation prepared by the Street Lighting Engineering Department for Street Lighting Resolution No. 130-1978 for installation of lighting in Northwest Central Neighborhood Phase II Impact Area (Andrew, Fourth, Third, Barthold and Wefel areas).

AWARD contract to N. G. Gilbert, Inc. at and for their bid in the amount of $ 28,645.00 subject to councilmanic approval.

Ordered the Street Lighting Engineering Department to prepare contract and necessary documents.

5. AWARD CONTRACT: Received tabulation and recommendation prepared by the Street Engineering Department for Improvement Resolution No. 5794-1978 for improving the surface and street drainage along the west side of West Main Street including street resurfacing all within the 2200 block of West Main Street.	AWARD contract to Brooks Construction Company at and for their bid in the amount of $10,467.50 subject to councilmanic approval. Ordered the Street Engineering Department to prepare contract and necessary documents.
6. AWARD CONTRACT: Received tabulation and recommendation prepared by the Street Engineering Department for Improvement Resolution No. 5797-1978 for improving Jefferson Street from Garden Street to Harmar Street, Maumee Avenue from Harmar Street to Glasgow Avenue, Washington Boulevard from Thieme Drive to Harmar Street. The improvement will consist of reconstruction of existing curbs, sidewalks, storm sewers and street pavement by resurfacing.	AWARD contract to Spears-Dehner, Inc. at and for their bid in the amount of $1,646,196 subject to councilmanic approval. Ordered the Street Engineering Department to prepare contract and necessary documents subject to approval of funding by State.
7. Received a request from Fort Wayne Workers of the Blind in cooperation with the Lions Club (% Gertrude Webster) for permission to sell Miniature White Canes in the downtown area beginning Monday, April 17, 1978 thru Monday, May 1, 1978. PURPOSE: Emergency aid for the needy blind.	Approved and permit issued.
8. Received Final Assessment Roll, prepared by the Street Engineering Department, for Sidewalk Improvement Resolution NO. 5709-75 for the construction of sidewalk on both sides of Coldwater Road - from Coliseum Boulevard running north to Washington Center Road - excluding sidewalks now in place.	CONFIRMED and ordered sent to the Department of Finance.
9. Received Final Assessment Roll, prepared by the Street Engineering Department, for Sidewalk Resolution No. 5710-1975 for the construction of sidewalk on both sides of Washington Center Road beginning at a point 2,400 feet west of Coldwater Road running east to a point 3910 feet east of Coldwater Road, except where sidewalk is now in place.	CONFIRMED and ordered sent to the Department of Finance.
10. Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of John Hartman Construction Company with Guarantee Bond for 25% of the value of the project ($50,000) signed by Ohio Farmers Insurance Company for Lofton Woods Relief Storm Sewer.	Approved. Ordered acceptance letter written.

11.	Received Partial Payment Estimate No. 3 of T - G Excavating, Inc. in the amount of $2,282.17 approved and prepared by the Water Engineering Department for Contract 77-XP-2 - Maysville Road - Long Road Water Main. (Previous payments were: #1 - $28,413.00 on approx. 11/1/77 and #2 - $5,626.80 on approx. 2/17/78).	Approved and ordered City Utilities to pay invoice No. 3 of T - G Excavating, Inc. in the amount of $2,282.17. Payment is to be made from the Water Utility Fund.
12.	Received Partial Payment Estimate No. 1 of T & F Const. Corp. in the amount of $8,318.40 prepared and approved by the Street Lighting Engineering Department for Lighting Resolution No. 126-1977 - East Central Phase II.	Approved and ordered Community Development and Planning pay invoice of T & F Const. Corp. in the amount of $8,318.40.
13.	Received invoice #2 of Hagerman Construction Corporation in the amount of $65,817.00 prepared and approved by McNamee, Porter and Seeley, Consulting Engineers, for Water Improvements - Wash Water Retention Basin, Contract No. 77-W-1.	Ordered City Utilities to pay Hagerman Construction Corporation the amount of $65,817.00. Also pay to the Hagerman Construction Corporation Escrow Account at Lincoln National Bank the amount of $7,313.00. Payments are to be made from the Water Utility Fund.
14.	Received the following suggested Rate Changes for Parking Garage from the Parking Administrator: $ .35 - 1/2 hour .50 - 1 hour .70 - 2 hours .90 - 3 hours 1.00 - 4 hours 1.10 - 5 hours 1.20 - 6 hours 1.30 - 7 hours 1.50 - 8 hours 2.00 - 24 hours	Approved.
15.	Received Change Order No. 4 of Bercot, Inc. approved by the Water Pollution Control Engineering Department, on Project - North Maumee Interceptor Sewer, Section III - Sewer Resolution No. 290-1977. Change Order is for increase by 153 calendar days making completion date May 31, 1978.	Approved.
16.	Received Acceptance Agreement on Project No. EPA C-180538-01, Water Quality Control Project - Division I - Water Pollution Control Plant Expansion as recommended by H.N.T. & B - Henry B. Steeg and Associates Div. and accepted by Hagerman - Shambaugh (joint venture): Two (2) New Raw Sewage Pumps and Motors, Pump #3 and #4	Approved. Warranty is February 2, 1978.

17.	Received Quit-Claim Deed whereby the City of Fort Wayne, Indiana, releases and quit-claims to the Board of Park Commissioners of the City of Fort Wayne, Indiana, of Allen County real estate at Coombs & Cochran Streets.	Approved. A copy is incorporated herein. Original sent to the Board of Park Commissioners.
18.	Request was received from Walter & Helen B. Foster, 1011 N. Anthony Boulevard, for permission to adopt a lot - city street property west of Lot 34, Anthony Boulevard Place Addition and extending within eight feet of the dike from March 15, 1978 and ending on October 31, 1978. Property to be used for gardening purposes only.	Approved and permit issued.
19.	Received a request from Indiana & Michigan Electric (Walter Vandagriff) 2101 Spy Run Avenue, for permission to barricade alley between Elizabeth and Nussbaum east of Spy Run Creek from 8:00 a.m. on March 16 thru March 30, 1978 - to be closed at all times. PURPOSE: Install duct banks for electrical facilities.	Approved and permit issued.
20.	Received a request from March of Dimes, 909 N. Coliseum Boulevard, for permission to barricade the alley behind the Embassy Theatre on March 17 from 11:00 p.m. to 12:00 a.m.; March 18 from 5:00 a.m. to 12:00 p.m. and March 19, 1978 from 6:00 p.m. to 12:00 a.m. PURPOSE: Parking space for unloading equipment for the March of Dimes.	Approved and permit issued.
21.	Received Agreement between and by the Allen County Board of Commissioners and the Board of Public Works for the construction of a new bridge across the St. Marys River in alignment with existing Fairfield, Ewing and Superior Intersection and the north bridge approach connecting into Wells Street in the vicinity of Commerce Street. Agreement dated February 28, 1978 is FAIRFIELD-EWING-WELLS STREET BRIDGE PROJECT.	Approved. A true copy is incorporated herein.

Meeting adjourned at 11:15 a.m.

Henry P. Wehrenberg

Ethel W. LaMar

May G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Monday, March 20, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar,
M. G Scott
Ursula Miller

Received Minutes of Meetings held on Monday, March 13, 1978 at 9 a.m. and Wednesday, March 15, 1978 at 9 a.m.

1. Received purchase orders from the Purchasing Agent of City Utiliites.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3. Received street cut applications:

Approved and permits issued.

Clara & Beacon (prkstrp) --- City Util.
Clara & Carew --- "
100 blk. W. Fleming --- "
4110 Holton Ave. --- "
Kenwood & Santa Rosa (prkstrp) --- "
912 Spring (alley) --- Mac Sewer Serv.
3804 Wentworth (prkstrp) --- R & A Plumb.
2522 S. Anthony --- NIPSCO
4304 S. Anthony --- "
Barr & Berry --- "
Berry & Canal --- "
1835 S. Calhoun --- "
727 E. Creighton --- "
2531 S. Hanna --- "
1408 Lillie --- "
2509 Pontiac --- "
1325 E. Pontiac --- "
2503 Weisser Park --- "
1723 Wells --- "

4. Received private sidewalk applications:

Approved and permits issued.

3215 Pavilion Ct. ------------Delagrange Const., Inc.
3116 Stepping Stone Lane -----Delagrange Const., Inc.
6026 Highgate Pl. ------------Benchmark Homes

5. Received driveway applications:

Approved and permits issued.

6003 Calico Ct. ----------- A. D. Delagrange
1607 Lofton Way ----------- Benchmark Homes
3320 N. Clinton St. ------- Harley Graham, Inc.
720 Snowfall Rd. ---------- Worthman Homes
3208 Pavilion ------------- A. D. Delagrange

6.	Received a request from Bercot, Inc., Steve Bercot, 3838 Mobile Avenue, for permission to barricade Covington Road at Freeman Street on Monday, March 20, 1978. PURPOSE: Installation of sewer for city project - County permit required.	Approved and permit issued.
7.	Received Sidewalk Improvement Resolution No. 5798-1978, Tillman Road, final plans, estimate, specifications and property ownership list, prepared and approved by the Street Engineering Department, for the construction of sidewalk on both sides of Tillman Road beginning at a point on the north side of Tillman Road 105 ± feet east of the east property line of South Anthony Boulevard (Sta. 30 + 40), running east to the west property line of Hessen Cassel Road a distance of 4315 feet (Sta. 73 + 55) and on the south side beginning at a point 345 ± feet east of the east property line of South Anthony Boulevard (sta. 32 + 75), running east to the east property line of Lot #12 (Sta. 47 + 30) J.O. Black's Addition a distance of 1,455 ± feet to a width of 5 feet. All in accordance with the profile, detailed drawings and specifications on file in the office of the Department of Public Works of said City; and such improvement is now ordered.	Approved and adopted. A true copy is incorporated herein. Advertise, Notice to Property Owners, March 24 and March 31, 1978. Hearing on Confirmation Thursday, April 13, 1978 at 3:30 p.m . Notices to be mailed on March 31, 1978.
8.	Received Change Order No. 1 of Servelect, Inc. in the amount of $4,887.79 prepared and approved by the Street Engineerng Department covered by Resolution No. 5782-1977 - Street Department Storage Garage - Electrical installation.	Approved and ordered sent to the Common Council on Tuesday, March 28, 1978 at 8:00 p.m.
9.	Received Real Estate Lease between the Board of Public Works for the Fort Wayne Water Utility and James L. Roth, R. R. #3, Grabill, Indiana, whereby City leases 20 acres of land (more or less) in Hurshtown Area for two years beginning December 9, 1977 and ending December 8, 1978 for the total of $600.00 for two years.	Approved. Check from James Lee Roth in the amount of $300 for one year lease forwarded to City Utilities. Like amount is payable on December 9, 1978 for second year lease.
10.	Received a request from Custom Sewer Service, 11521 Brooklane Drive, for permission to barricade the alley behind 330 E. Lexington on Tuesday and Wednesday, March 21 and 22, 1978 from 8:00 a.m. till 5:00 p.m. PURPOSE: Emergency repair of sewer line.	Approved and permit issued.
11.	Received a request from A-1 Sanitary Sewer Service, 915 Sherman Boulevard, for permission to barricade alley behind 5608 S. Calhoun Street on Tuesday and Wednesday, March 21 and 22, 1978 from 9:00 a.m. till 6:00 p.m. each day. PURPOSE: Emergency sewer repair.	Approved and permit issued.

12.	Received Agreement for Engineering Services for Additions and Improvements to the Wastewater Facilities by and between the City of Fort Wayne, Indiana and Howard Needles Tammen & Bergendoff - Henry B. Steeg & Associates Division, Architects, Engineers, Planners, Indianapolis, Indiana.	Approved. A true copy is incorpor ed herein and appears in Minutes unde Agreements. Ordered sent to the Common Council on Tuesday, March 28, 1978 at 8:00 p.m.

Meeting adjourned at 11:05 a.m.

Henry P. Wehrenberg

Ethel H. LaMar

May G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Wednesday, March 22, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar, M. G Scott
Ursula Miller

1. Received purchase orders from the Purchasing Agent of City Utilities. — Approved.

2. Received payment vouchers from the Auditor of City Utilities. — Approved and ordered sent to the Department of Finance.

3. Received private sidewalk applications: — Approved and permits issued.

6215 Goodfellow Dr. ------------- Stylemaster Mfg. Corp.
6218 Goodfellow Dr. --- "
6221 Goodfellow Dr. --- "

4. Received street cut applications: — Approved and permits issued.

Intersec. Barr & Berry ---------- NIPSCO
3504 S. Calhoun - "
5608 S. Calhoun - A-1 Sani. Sewer
5800 Covington - City Util.
4633 Crestwood - NIPSCO
1326 Eliza (sdw.) - City Util.
1800 blk. of Franklin and in alley of 1217 Archer - NIPSCO
4327 Gaywood - "
828 Greenlawn - "
2608 S. Hanna - "
3114 S. Harrison - "
330 E. Lexington Ct. (alley) - Custom Sewer Serv.
1202 McKinnie - NIPSCO
1016 Milton - "
Nelson at intersec. of Swinney - "
Peartree Rd., Springbrook Rd., Markwood Rd. - A.D. Delagrange
3410 Robinwood (alley) - NIPSCO
530 E. Rudisill - City Util.
615 E. Rudisill (alley) - NIPSCO
908 E. Sherwood Terrace (alley) - "
4805 S. Wayne - "
813 W. Superior - "
1116 E. State (st. - "
616 W. State - "
1320 Westover Rd. - "
203 E. Williams - "
8817 Winchester Rd. (prkstrp) - City Util.
2300 Birchwood - NIPSCO
2519 Bowser - "
521 Bowser - "

521 E. Creighton - NIPSCO
536 E. Creighton - "
2716 Hoagland - "
2533 Holton - "
4701 Old Mill Rd. - "
2063 Phenie - "
1206 W. State - "
1331 Summit (alley) - "
1443 Summit (alley) - "
1302 Wabash - "
4510 S. Wayne (prkstrp)- "

5. RECEIVE BIDS:

Sidewalk Improvement Resolution No. 5796-78 for the construction of sidewalks, curbs, street lighting, storm drainage and resurfacing of Columbia Street, also commonly known as "The Landing", commencing at the west property line of Calhoun Street to the east property line of Harrison Street, also sidewalk and curb improvements along the east side of Harrison Street commencing at the south property line of Columbia Street and running south 150 feet thereof, also sidewalk and curb improvements on the east side of Harrison, commencing at the north property line of Columbia and running north 110 feet thereof.

BROOKS CONST., INC. --------- $159,824.50

L. W. DAILEY, INC. ---------- No bid.

RIETH-RILEY CONST. CO. ------ No bid.

Referred to the Street Engineering Department for tabulation and report.

Award contract on March 29, 1978 at 9:00 a.m.

6. Received a petition to vacate: The City of Fort Wayne, Indiana, by and through its Department of Public Works, does hereby petition the Plan Commission of the City of Fort Wayne to vacate the following streets and alley located within the City of Fort Wayne, Indiana, and described as follows:

(1) Sherman Street from the north property line of Van Buren Street to the south property line of New York Central (Penn Central) Railroad right-of-way.

(2) Burgess Street from the east property line of Sherman Boulevard to the west property line of Sherman Street.

(3) The first alley north of Burgess Street from the east property line of Sherman Blvd. to the west property line of Sherman Street.

Approved.

7. RESOLUTION NO. 65-268-7

WHEREAS, the Fort Wayne Redevelopment Commission has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated street located in Fort Wayne, Allen County, Indiana, to wit:

King Street from the south right-of-way line of Wayne Street to the North right-of-way line of Washington Boulevard.

Approved.

8. NUNC PRO TUNC ENTRY:

Comes now Philip Boller, Chief Water Pollution Control Engineer, and shows to the Board that through a scrivener's error a mistake was made in Item 29 ninth line of the description of the permanent easement to be condemed in Sewer Easement Resolution No. 157-1977, which was adopted by this Board on December 22, 1977 and confirmed February 23, 1978. That the ninth line of the permanent easement of Item 29 should read:

"North 17 degrees 38 minutes West 900.0 feet"
instead of
"North 37 degrees 38 minutes 900.0 feet"

And the Board being duly advised finds that said description should be corrected accordingly, and the Board now corrects and amends by interlineation the ninth line of Item 29 of the description for the permanent easement nunc pro tunc as of the date of the adoption of said Resolution on December 22, 1977, and the confirmation on February 23, 1978, accordingly.

Approved. A true copy is incorporated herein. (copy attached to 65-189-18 dated 12/22/77).

9. Received Agreement for additional engineering services to contract dated April 27, 1971, between H.N.T. & B, Henry B. Steeg & Associates Division and the City of Fort Wayne for expansion of wastewater facilities.

Approved. A true copy is incorporated herein.
Ordered sent to the Common Council on Tuesday, March 28, 1978 at 8:00 p.m.

0. Pursuant to report from City Utilities Auditing Department listing unpaid Miscellaneous Accounts Receivable Write-offs as per list submitted in the total amount of $1,942.40 (Revenue Accounts: Water $1,007.55 and Sewer $934.85).

Approved.

1. Received Invoice No. 1 of Architectural Graphics, Inc. in the amount of $3,400.00, prepared and approved by Grinsfelder-McArdle Associates, for Interior Signage for the Senior Citizen Center, West Main Street.

Approved and ordered paid out of Revenue Sharing Account Encumbered.

2. Received Agreement for Sewer Extension by and between Morris Liechty and the City of Fort Wayne, Indiana, for the construction of a sanitary sewer in the area of Dupont and Tonkel Roads. (Oak Grove Estates Offsite Sanitary Sewer).

Approved. A true copy is incorporated herein.
Ordered sent to the Common Council on Tuesday, March 28, 1978 at 8:00 p.m.

Meeting adjourned at 10:55 a.m.

Henry P. Wehrenberg
Ethel H. LaMar
Ray G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller
Secretary and Clerk

Thursday, March 23, 1978

Department of Public Works
Office of the Board
Room 910, City County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	E. H. LAMAR, M. G SCOTT Ursula Miller
Received Minutes of Meetings held on Monday, March 20, 1978 at 9 a.m. and Wednesday, March 22, 1978 at 9 a.m.	
1. HEARING ON CONFIRMATION OF ASSESSMENT ROLL: Sidewalk Improvement Resolution No. 5774-1978 for the construction of sidewalk on the north side of Pontiac Street from the east property line of Central Drive to the west property line of Radcliff Drive.	The Board determined the benefits as indicated. Ordered the Street Engineering Department to prepare the Final Assessment Roll.
2. HEARING ON CONFIRMATION OF ASSESSMENT ROLL: Street Lighting Resolution No. 122-1977 for the installation of street lighting with underground wiring in Northcrest Woods Addition.	The Board determined the benefits as indicated. Ordered the Street Lighting Engineering Department to prepare the Final Assessment Roll.
3. Received Contract, Guaranty and Liability Bonds of Schmidt Electric, Inc. in the amount of $22,110.98, prepared and approved by the Street Lighting Engineering Department signed by United States Fidelity and Guaranty Company for Street Lighting Resolution No. 128-1977 for the installation of street lighting with underground wiring in Anthony Wayne Village, Section 7.	Approved. Ordered sent to the Common Council on Tuesday, April 10, 1978 at 8:00 p.m.

Meeting Adjourned at 4:15 p.m.

Henry P. Wehrenberg
Ethel H. LaMar
ary G Scott
BOARD OF PUBLIC WORKS

ATTEST:

Secretary and Clerk

Monday, March 27, 1978

Department of Public Works
Office of the Board
Room 910, City County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	E. H. Lamar, M. G Scott Ursula Miller
1. Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2. Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3. Received street cut applications:	Approved and permits issued.

3918 Abbott - NIPSCO
3406 Alexander (alley) - "
3316 Alexander (alley) - "
1205 Applewood - "
1217 Archer (alley) - "
Barr at intersec. of Wayne - "
2528 Busche - "
2610 Busche - "
6110 Chicory - "
3315 Daisy Ct. - "
133 W. Dewald - "
1802 Duprey - "
1025 Eckart - "
Intersec. Fairfield & Packard - "
7402 Ideal - City Utilities
Irene - Wells to Cass and on NIPSCO
Cass No. & So. of Irene - "
419 E. Leith - "
1207 E. Lewis (alley) - "
1001 E. Lewis (alley) - "
1601 Lofton Way - "
419 E. Madision (alley) - "
5712 Millford Ct. - "
1100 blk. Monroe and on Lewis "
at Monroe (alley) - "
1726 S. Clinton - "
3414 Oliver (alley) - "
4418 Oliver (alley) - "
Ontario & Mc Kinley (parkstrp) - City Utilities
9616 Ordway Dr. - NIPSCO
4611 Plaza - "
2120 Pleasant - "
Poplar / 421 W. Butler - "
2911 Shawnee (prktrp) - City Utilities

3028 Shawnee (alley) - NIPSCO
1125 E. State (sdw.) - "
1314 W. State - "
815 W. Superior - "
1222 Taylor - "
University 40' no. of Maumee - NIPSCO
3303, 3311, 3314, 3315 and 3318 Webster
and across from 3305 Webster - NIPSCO
6611 Winchester Rd. - NIPSCO
1205 S. Anthony - "
2710 Broadway - "
430 W. Creighton - "
4607 Fairfield - "
1502 Hawthorne - "
3124 Hoagland - "
1148 Monroe - "
1220 W. Packard - "
2120 Pleasant - "
212 E. Williams - "
1104 E. Berry (alley) - NIPSCO
1108 E. Berry -
5310 DeForest -
2600 Schele - City Utilities
State and alley beside 2230 N. Clinton - NIPSCO
1605 Tecumseh (alley) - "
800 E. Tillman (prkstrp) - City Utilities
900 E. Tillman Rd. (prkstrp) - "
444 Arcadia - NIPSCO
2210 Oxford - "
1231 Wabash - "

4. Received driveway applications:

3116 Stepping Stone Lane ------- A. D. Delagrange
3215 Pavillion Ct. ------------- A. D. Delagrange

Approved and permits issued.

5. Received inspection report and Primary Assessment Roll prepared by the Water Pollution Control Engineering Department for Sewer Easement Resolution No. 157-1977 for the condemnation of permanent and temporary sewer easements for the purposes to construct, operate, control and maintain a sanitary sewer line along and across a portion of Section 8, T31N, R13 E, and Sec. 9, T31N, R13E, and Section 16, T31N, R13E, a portion being a part of the Bouries Reserve, the Ann Hackley Reserve, and the Richardville Reserve, bounded on the northwest by a line 2500 ± LF south of and parallel to the centerline of Leo Road (Old State Road #1 and 427); bounded on the northeast by a line running 50± LF north of and parallel to the centerline of Rothman Road and its westerly extension thereof; bounded on the south by a line 50 ± LF south of and parallel to said centerline of Rothman Road, bounded on the east by the centerline of Micheli Drive. (SEWER RES. NO. 298-77).

Approved and Board finds that the amount of damages to each property listed on said Roll are as determined.

Notices to be served April 7, 1978.

Hearing on Confirmation of Assessment Roll Thursday, April 20, 1978 at 3:30 p.m.

6. Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of Bercot-Gibson Construction Company, Inc. with Guaranty Bond in the amount of $17,220 ($4,040 for Sanitary and $13,180 for Storm Sewer) signed by The Cincinnati Insurance Company for Special Sanitary and Storm Sewers for Fort Wayne Community School - Administration Building.

Approved.

Ordered acceptance letter written.

7. Received quotation from the Purchasing Agent for the proposed purchase of tapping sleeves for the Water Maintenance & Service Department: ROCKWELL INTERN'L MUNI. & UTIL. DIV. --- $4,116.33	Through the recommendation of the Purchasing Agent the bid of Rockwell International Municipal & Utility Division was accepted in the amount of $4,116.33 under Purchase Order No. 9858, dated March 22, 1978. Ordered sent to the Common Council on Tuesday, April 11, 1978 at 8:00 p.m.
8. Received invoice No. 36 of Hagerman-Shambaugh (joint bidders) in the amount of $113,453.75 for the period of January 27, 1978 to February 24, 1978 for Water Pollution Control Plant Additions of Water Quality Control Project - Division I.	Approved and ordered invoice No 36 of Hagerman - Shambaugh in the amount of $113,453.75 paid by City Utilities. Also, ordered retainage in the amount of $5,971.25 paid by City Utilities to Hagerman - Shambaugh Escrow Account at Lincoln National Bank.
9. Received invoice No. 36 of H.N.T. B. - Henry B. Steeg & Assoc. Div., in the amount of $1,597.31 for engineering services provided for Division I - Water Quality Control Project C-180538-01.	Approved and ordered City Utilities to pay invoice from the Water Pollution Control Utility Fund.
0. Received Grant of Easement from Woodrow H. & J. F. Schlatter of Allen County, State of Indiana, whereby they convey, grant and quit-claim to the City of Fort Wayne a permanent easement and right of way to construct, operate, control, maintain, reconstruct and remove a sewer line, along and across the following described real property, located in Allen County, State of Indiana, to wit: The west 10 feet of Lot #23 of Strathmove Place Addition, S.E. 1/4, Sec. 9, Wayne Twp., T 30 N, R 12 E of the 2nd P.M. Also temporary easement for the east 10' of the west 20' of Lot #23. (SEWER RESOLUTION 294-77 - FREEMAN-COVINGTON AREA).	Approved. A true copy is incorporated herein. Recorded by WPC Engr. Dept. No. 78-6350, 3/13/78 Instrument L-309.
1. Received Grant of Easement from Yoquelet, A. A. & N.L., of Allen County, State of Indiana, whereby they convey, grant and quit-claim to the City of Fort Wayne a permanent easement and right-of-way to construct, operate, control, maintain, reconstruct and remove a sewer line along and across the following described real property, located in Allen County, State of Indiana, to wit: The west 10 feet of Lots #20 and #19 of Strathmore Place Addition, S. E. S.E. 1/4, Sec. 9, Wayne Twp., T 30 N, R12E of the 2nd P.M. Also temporary easement for the east 10' of the west 20' of Lot No. 19 and 20. (SEWER RESOLUTION NO. 294-77 - FREEMAN - COVINGTON AREA).	Approved. A true copy is incorporated herein. Recorded by WPC Engr. Dept. No. 78-6349, 3/13/78. Instrument L-308.

12. Received Grant of Easement from Malott, Raymond & Verda M., of Allen County, State of Indiana, whereby they convey, grant and quit-claim to the City of Fort Wayne, a permanent easement and right-of-way to construct, operate, control, maintain, reconstruct and remove a sewer line along and across the following described real property, located in Allen County, State of Indiana, to wit:

The west 10 feet of Lot #24 of Strathmore Place Addition, S. E. 1/4, Sec. 9, Wayne Twp., T 30 N R 12E of the P.M. Also temporary easement for the east 10' of the west 20' of lot No. 24.
(SEWER RESOLUTION NO. 294-77 FREEMAN-COVINGTON AREA).

Approved. A true copy is incorporated herein.

Recorded by WPC Engr. Dept.
No. 78-6348, 3/13/78.
Instrument L-307.

13. Received Grant of Easement from David C. Miller, of Allen County, State of Indiana, whereby they convey, grant and quit-claim to the City of Fort Wayne, a permanent easement and right-of-way to construct, operate, control, maintain, reconstruct and remove a sewer line along and across the following described real property located in Allen County, State of Indiana, to wit:

The west 10 feet of Lots #22 and #21 of Strathmore Place, S. E. 1/4, Sec. 9, Wayne Twnp., T 30N, R 12E of the 2nd P.M. Also temporary easement for the east 10' of the west 20' of Lots 21 and 22.
(SEWER RESOLUTION NO. 294-77 - FREEMAN-COVINGTON AREA).

Approved. A true copy is incorporated herein.

Recorded by WPC Engr. Dept.
No. 78-6347, 3/13/78.
Instrument L-306.

14. Pursuant to notification by Bernard Perry, C.P.A., City Utilities Consultant, that Congress in its Joint Conference Report on the Clean Water Act of 1977 has imposed certain exemptions and a moratorium on collection of Industrial Cost Recovery Charges, the Board exempts users discharging 25,000 GPD of sanitary waste per day into system and orders quarterly billings and a moratorium on collections to other users paying ICR charges.

A true copy is incorporated herein.

Ordered City Utilities to issued no billings to exempt users and to notify said exempt users.

Ordered City Utilities to send quarterly memo billings to all users eligible to pay ICR but not collect payments on these billings until Congress decides if ICR will continue as part of the Clean Water Act. (approx. June 30, 1979).

Meeting adjourned at 11:00 a.m.

Henry P. Wehrenberg
Edward H. LaMar
May G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Minnie Miller
Secretary and Clerk

Wednesday, March 29, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H.P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar,
M. G Scott
Ursula Miller

Received Minutes of Meetings held on Thursday, March 23, 1978 at 3:30 p.m. and Monday, March 27, 1978 at 9:00 a.m.

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3. Received street cut applications:

Approved and permits issued.

7608 Breckenwood (driveway) -------City Util.
Bristol & Edgeknoll (prkstrp) --- "
Capitol & Bowser --- "
2209 Crescent --- "
Ewing, So. of Main St. ---I & M
2610 Farnsworth Dr. ---NIPSCO
5424 Gaywood (driveway) ---City Util.
718 -20 Harmar (prkstrp) --- "
3522 Knoll Rd. (prkstrp) ---Ralph E. Hays
536 E. Pontiac ---NIPSCO
1215 St. Marys (prkstrp) ---City Util.
4313 Anthony Wayne ---NIPSCO
2802 Bowser --- "
1034 S. Calhoun --- "
1206 Clayton --- "
435 W. Creighton (sdw.) --- "
2603 Evans --- "
840 Hayden --- "
1416 Hugh --- "
2520 Miner --- "
3815 Robinwood --- "
1604 Sinclair --- "
1112 Wabash --- "
215 E. Williams --- "

4. Received private sidewalk application:

Approved and permit issued.

6118 Countess Dr. -----------------Excel Const., Inc.

5. Received Final Assessment Roll prepared by Street Lighting Engineering Department for Street Lighting Resolution No. 122-1977 for the construction of ornamental street lighting system with underground wiring in Northcrest Woods Addition, more specifically defined as Brighton Dr. from the south property line of Lot 82 Northcrest Woods Addition to Dartmouth Dr., Darthmouth Dr. from Catalina Ave. to Washington Center Rd., Northcrest Dr. from Catalina Ave. to Dartmouth Dr. and Riviera Dr. from Catalina Ave. to Washington Center Road.

CONFIRMED and ordered sent to the Department of Finance.

6.	Received tabulation and recommendation prepared by the Street Engineering Department for Improvement Resolution No. 5796-1977 - for the construction of sidewalks, curbs, street lighting, storm drainage and resurfacing of Columbia Street, also commonly identified as "The Landing".	
7.	Received a request from General Telephone Co., (Don Rehling) 525 Tecumseh, for permission to barricade N. Clinton 100' north of Fernwood (will close one lane at a time and will provide flagmen) on Wednesday and Thursday, March 29 and 30, 1978 from 9:00 a.m. till 4:00 p.m. each day (open evenings). PURPOSE: Placing conduit across street.	Approved and permit issued.
8.	Received Protective Restrictions, Covenants, Limitations and Easements for LeVal d' Or, Section 1 in Allen County, Indiana, submitted and approved by City Plan Commission.	Approved.
9.	Received Protective Restrictions, Covenants, Limitations and Easements for River Bend Woods, Section 2 in Allen County, Indiana, submitted and approved by City Plan Commission.	Approved.
10.	Received Change Order No. 7 (REVISED) of John Dehner, Inc. - Spears-Dehner, Inc. (joint bidders) for Division III Sludge Lagoons for Project No. C-180536-01 prepared and approved by Water Pollution Control Engineering Department for the amount of $16,069.60*. *This revised Change Order #7 supercedes Change Order #7 which was approved by the Board of Public Works on November 9, 1977. The total increase in the contract price was in error by $100.00.	Approved and ordered sent to the Common Council on Tuesday, April 11, 1978 at 8:00 p.m.
11.	Received Invoice No. 2 (FINAL) of Lewis & Christen Office Supply Company, Inc. in the amount of $11,181.81, prepared and approved by Grinsfelder-McArdle Associates, Inc. for furnishings and installation in the New Senior Citizen Center, West Main Street.	Approved and ordered paid from Revenue Sharing Encumbered.

2. Received invoice from City Controller (Barrett Law Department) in the amount of $15,843.69 covering the balance of City cost on Street Lighting Resolution No. 122-1977 - Northcrest Woods Addition.	Approved and ordered paid from Account No. 34-429-001.
3. Received a request from Roto Rooter Service, (C. W. Fuelling) 3714 Lake Avenue, for permission to barricade the alley between Eliza and Hayden in the 1400 block on Thursday and Friday, March 30 and 31, 1978 from 9:00 a.m. till 5:00 p.m. PURPOSE: Repair sewer.	Approved and permit issued.
4. Received request from Custom Sewer Service, 11521 Brooklane Drive, for permission to barricade alley behind 330 E. Lexington March 30, March 31 and April 1, 1978 at all times. PURPOSE: Repair alley cut that was for repair of sewer line.	Approved and permit issued.
5. Received a request from South Side High School (Glen Stebing, Senior Class Sponsor)3601 S. Calhoun Street, for permission to barricade 1. Calhoun from Darrow to Oakdale and 2. Oakdale from Calhoun to Clinton Court on Friday, May 19, 1978 from 8:00 a.m. till 9:00 p.m. PURPOSE: Annual Ivy Day Ceremony.	Approved and permit issued.

. RESOLUTION NO. 65-277-16

WHEREAS, the Board of Public Works has caused to be installed the Tillman Road Interceptor Sewer Resolution No. 299-77, and

WHEREAS, the Board of Public Works did adopt on April 4, 1968 certain area connection fees for the construction of the South Anthony Interceptor Sewer Resolution No. 181 which by reference is hereby incorporated, and

WHEREAS, these two (2) Interceptor Sewers will provide sanitary service to the primary area as shown on Exhibit "A" and

WHEREAS, these two (2) Interceptor Sewers may indirectly provide sanitary service to the secondary area as shown on Exhibit "A"

NOW, THEREFORE, BE RESOLVED by the Board of Public Works that:

(1) All future users of the above described sewers within the primary area shown on Exhibit "A" whether by direct tap or connection to a lateral or extension thereof shall pay an area connection fee of $645.00 per acre.

(2) All future users shown within the primary area who directly abut and connect to the Tillman Road Interceptor Sewer Shall pay, in addition to the aforesaid area connection fee in Paragraph (1), a local charge of $14.00 per lineal foot of sewer line running thru their respective properties.

(3) All established tap permit fees and monthly user charges shall be paid in addition to the above stated area connection fees and local charges.

(4) The Board of Public Works reserves the right to adjust the above established fees and charges for any special conditions.

(5) Any and all property owners and their successors outside of the City Limits tapping or connecting into these City of Fort Wayne sanitary sewer systems shall release their right to remonstrate against pending or future annexation by the City of Fort Wayne.

(6) All future users of the City of Fort Wayne sanitary sewer system within the secondary area as shown on Exhibit "A" will be subject to those established area connection fees, tap permit fees, local charges, monthly user charges, etc.

(7) All area connection fees and local charges shall be paid prior to the time of connection.

ADOPTED this 29th day of March, 1978.

A true copy is incorporated herein.

17.	Received Contract of Spears-Dehner, Inc., dated March 22, 1978, for Sanitary Sewer Res. No. 298-77 Phase II - Rothman Road.	Approved and ordered sent to Common Council on Tuesday, March 28, 1978 at 8:00 p.m.
18.	Received Contract of Winzeler Excavating Co., Inc., dated March 22, 1978, for Sanitary Sewer Res. No. 298-77 Phase I - Rothman Road.	Approved and ordered sent to the Common Council on Tuesday March 28, 1978 at 8:00 p.m

Meeting adjourned at 11:00 a.m.

Ethel W. LaMar

Ray G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Secretary and Clerk

Monday, April 3, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

	H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	E. H. Lamar, M. G Scott Ursula Miller
	Received Minutes of Meeting held on Wednesday, March 29, 1978 at 9:00 a.m.	
1.	Received purchase orders from the Purchasing Agent of City Utilities.	Approved
2.	Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3.	Received sidewalk applications: 6011 Calico Ct. ------------ A. D. Delagrange Const. 6020 Calico Ct. ------------ A. D. Delagrange Const. 6003 Highgate Pl. ---------- Benchmark Homes, Inc.	Approved and permit issued.
4.	Received plat of Hillsboro, Section II, a subdivision of St Joseph Township, Allen County, Indiana, submitted and approved by the City Plan Commission.	Approved.
5.	Received plat of The Hollows, Section I, a subdivision of St. Joseph Township, Allen County, Indiana, submitted and approved by the City Plan Commission.	Approved.
6.	Received Special Sewer Permit for Fort Wayne Redevelopment Commission, prepared and approved by the Water Pollution Control Engineering Department, and Performance Bond of Gordon Landscaping to construct Offsite Sanitary Sewer - Edsall House.	Approved and Special Sewer Permit issued. Board Order No. 32-1978.
7.	Received a petition for the installation of Water Main on Inwood Drive from Columbia Avenue to Lakeside Golf Course	Ordered the Water Engineering Department to investigate and report. Board Order No. 34-1978.
8.	Received a petition for the repairing of cement dike on St. Joseph Boulevard and repair and inspection of Lakeside Bridge (Tennessee, Coombs and Columbia Streets).	Ordered the Street Engineering Department to investigate and report. Board Order No. 33-1978.
9.	Received Change Order No. 20 of Hagerman-Shambaugh, Joint Bidders, (Change Order No. 14 reflected an error in the net change amount, $34,782.00 - the actual amount is $34,282.00) which reflects the $500.00 error and correction of error is made herewith for Water Quality Control Project, Division I - Water Pollution Control Plant Expansion and partial release of escrow.	Approved.

10.	Received Final Assessment Roll prepared by the Street Engineering Department for Sidewalk Resolution No. 5774-1977 for improving the sidewalk on the north side of Pontiac Street from the east property line of Central Drive to the west property line of Radcliff Drive.	CONFIRMED and ordered sent to the Department of Finance.
11.	Received Invoice No. 5 of Seibold-Price Tree & Landscape Company, Inc. in the amount of $1,607.00 approved by Grinsfelder-McArdle, Inc. for Senior Citizen Center, West Main Street, Landscaping.	Approved and ordered paid by Redevelopment Commission.
12.	Received request covered by Invoice No. 36-A of Hagerman-Shambaugh, joint bidders, recommended by H.N.T & B Henry B. Steeg & Associates Division for payment of retainage from Lincoln National Bank in the amount of $73,215.14, leaving retainage in the amount of $247,094.00.	Authorized Lincoln National Bank & Trust Company, Escrow Agent, to release to contractor, Hagerman-Shambaugh, the sum of $73,215.14 pursuant to Section 3 of Escrow Agreement dated March 14, 1975.
13.	Received Special Street Permit prepared and approved by the Street Engineering Department for A. D. Delagrange Construction Company to construct Springbrook Lane in Orchard Woods, Section "A".	Approved and Special Street Permit issued. Board Order No. 36-78.
14.	Received Special Street Permit prepared and approved by the Street Engineering Department for A. D. Delagrange Construction Company to construct Markwood Road in Orchard Woods, Section "A".	Approved and Special Street Permit issued. Board Order No. 37-1978.
15.	Received Special Street Permit prepared and approved by the Street Engineering Department for A. D. Delagrange Construction Company to construct Peartree Lane in Orchard Woods, Section "A".	Approved and Special Street Permit issued. Board Order No. 35-1978.
16.	Received Invoice No. 3 of John Dehner, Inc. in the amount of $11,741.35 prepared and approved by Street Engineering Department covering work on Resolution No. 5762-1977 - intersection of Bluffton Road and Old Trail Road.	Approved and ordered paid from A. R. & S Fund.
17.	Received inspection report from the Water Engineering Department and Completion Affidavit of Ken Niemeyer, Inc. for water contract #7310 - Lake Forest Ext., Section V. No maintenance clause is required since main has been operable in excess of four years.	Approved. Ordered acceptance letter written.

18. WHEREAS, the Board of Public Works on February 15, 1978, Item No. 65-236-22, did adopt an Emergency Resolution approving payment of invoices of private contractors whom it deemed necessary to hire for snow removal during this emergency; and

WHEREAS, the following additional invoices were not available at that time:

WESTCHESTER 66 GAS 'N GO -------$	87.50
BEN BUNT ---------------------- $	688.00
NORTHILL MANAGEMENT CORP. ---	175.00
MOELLERING CONST., CO., INC.---	3,524.50
BROOKS CONSTR. ---	9,564.00
JOHN DEHNER, INC. ---	38,628.40
L. W. DAILEY, INC. ---	19,677.50
SCHEELE CONST. ---	225.00
HARDWARE WHOLESALERS, INC. ---	890.16
HARRY SOUCIE CONST. CO.--------	1,260.00

NOW, THEREFORE, the Board of Public Works hereby approves said additional emergency snow removal invoices.

Approved.

Ordered the City Controller to pay invoices from the MVH Funds.

19. EMERGENCY RESOLUTION NO. 65-281-19

WHEREAS, the City of Fort Wayne recently experienced a Snow Emergency followed by a Flood Emergency that left many City Streets in an impassable condition; and

WHEREAS, the State Legislature has appropriated additional funds to the Motor Vehicle Fund for the repair of streets, and

WHEREAS, these repairs must be made immediately for the safety of the driving public;

NOW,THEREFORE, the Board of Public Works hereby declares an Emergency for these repairs exists and requests Street Engineering Department to immediately take invitational bids for said repair.

Approved. A true copy is incorporated.

Ordered the Street Engineering Department to make recommendation to Board so Board can award contract Monday, April 10, 1978.

20. Received City Utilities Purchase Order No. 9883, dated March 31, 1978 favoring Allen County Data Processing for "EASYTRIEVE" Proprietary Software License for Data Processing Department.

VOID THIS ENTRY... #20.

Through the recommendation of the Purchasing Agent the Purchase Order No. 9883 was accepted in the amount of $12,500 to Allen County Data Processing.

Ordered sent to the Common Council on Tuesday, April 11, 1978 at 8:00 p.m.

1. Received Change Order No. 1 of Hagerman Construction Corporation in the amount of $22,036.00 prepared and approved by McNamee, Porter and Seeley, Consulting Engineers, covered by Contract No. 77-W-1 - Water Works Improvements - Wash Water Retention Basin.

Approved.

Ordered sent to the Common Council on Tuesday, April 11, 1978 at 8:00 p.m.

2. Received a request from C. W. Fuelling, Inc. (Roto Rooter) 3714 Lake Avenue, for permission to barricade alley behind 3206 S. Anthony on Wednesday, April 5, 1978 thru Friday, April 7, 1978 at all times.
PURPOSE: Repair sanitary sewer for residence.

Approved and permit issued.

23. Received a request from Shoda Enterprises (William Shoda) 2014 Colony Drive, for permission to barricade the alley behind 919 W. Packard on Tuesday and Wednesday, April 4 and 5, 1978 at all times.
PURPOSE: Sewer repair.

Approved and permit issued.

24. Received a request from General Telephone Company (Don Rehling) 525 Tecumseh, for permission to barricade the East lane of N. Clinton south of the Bypass on Tuesday, April 4, 1978 thru Tuesday, April 11, 1978 from 9:00 a.m. till 4:00 p.m. each day.
PURPOSE: Rebuild manhole - two way traffic must be maintained.

Approved and permit issued.

25. Received a request from Quick Action Sewer Service, 2920 Winter Street, for permission to barricade the alley behind 820 Madison on Saturday, April 1, 1978 thru Tuesday, April 4, 1978 from 7:00 a.m. and closed at all times.
PURPOSE: Sewer Repair.

Approved and permit issued.

26. Received a request from Schinnerer & Truemper, Inc. (John Truemper) 5212 S. Hanna, for permission to barricade sidewalk in front of 122 E. Wayne Street on Monday, April 3, 1978 thru Friday, April 21, 1978 8:00 a.m. till 4:30 p.m.
PURPOSE: Removing canopy and enclosed front of building for expansion of NIPSCO building.

Approved and permit issued.

27. Received request from Ronko Construction (Joe Kohl) 224 W. Main Street, for permission to barricade the south side of Pearl Street in middle of block beside Cinema X on Thursday, March 30, 1978 to Monday, April 10, 1978 from 8:00 a.m. till 8:00 p.m. each day.
PURPOSE: Parking truck with materials for remodeling of building.

Approved and permit issued.

28. Received a request from Mr. & Mrs. Joseph Haifley, 1001 N. Anthony Blvd., for permission to use plot of ground directly behind 1001 N. Anthony for gardening for the period beginning on the 30th of March, 1978 and ending on the 31st day of October, 1978.
PURPOSE: Garden purposes.

Approved and permit issued.

Meeting adjourned at 10:50 a.m.

Ethel W. LaMar

Mary G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Wednesday, April 5, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

	H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	E. H. Lamar, M. G. Scott Ursula Miller
1.	Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2.	Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3.	Received sidewalk applications: 6011 Calico Ct. --- A. D. Delagrange 6020 Calico Ct. --- A. D. Delagrange 6118 Countess Dr. --- Excel Const. Co. 6218 Goodfellow Dr. --- Stylemaster Mfg. 6221 Goodfellow Dr. --- Stylemaster Mfg. 6215 Goodfellow Dr. --- Stylemaster Mfg. 6003 Highgate Pl. --- Benchmark Homes 6009 Highgate Pl. --- Lewis Delagrange 6026 Highgate Pl. --- Benchmark Homes	Approved and permit issued.
4.	Received invoice No. 2 of T - G Excavating, Inc. in the amount of $9,899.70 prepared and approved by the Water Engineering Department covering work on Water Contract No. 77-XP-2 - Maysville Road Water Main.	Approved and ordered paid by City Utilities from the Water Utility Fund.
5.	Received Invoice No. 2 of Bercot, Inc. in the amount of $47,472.75 prepared anc approved by Water Pollution Control Engineering Department covering work on Sewer Resolution No. 294-77 Freeman - Covington Road Area Sanitary Sewers. (EDA Project 06-51-26281)	Approved and ordered City Controller to pay Invoice No. 2 of Bercot, Inc. in the amount of $47,472.75. Also, pay to Indiana Bank & Trust Company the amount of $5,274.75 to the Bercot, Inc. Escrow Account. Payment is to be made from L.P.W. Grant.
6.	Received invoice No. 3 of Shambaugh & Son, Inc. in the amount of $7,605.00, prepared and approved by Cole-Matott, Arhcitects, covering Electrical Construction for Renovation of Old City Hall (EDA Project No. 06-51-26917).	Approved and ordered paid out of L.P.W. Grant. Ordered the City Controller to pay invoice No. 3 of Shambaugh & Son, Ind. in the amount of $7,605.00.

7. Received invoice No. 4 of W. A. Sheets & Sons, Inc. in the amount of $11,604.60 prepared and approved by Cole - Matott, Architects, covering General Construction for the Renovation of Old City Hall (EDA Project No. 06-51-26917).	Approved and ordered paid out of E.D.A. Grant. Ordered the City Controller to pay invoice No. 4 of W. A. Sheets & Sons, Inc. in the amount of $11,604.60. Also, ordered City Controller to pay the amount of $1,290.20 to W. A. Sheets & Sons, Inc. Escrow Account at Indiana Bank & Trust Company.
8. Received a request from Kunberger Co. (Dan Kunberger) 6206 Bradbury Avenue, for permission to barricade alley behind 2217 Hench Street on Wednesday, April 5, 1978 thru Monday, April 10, 1978 from 7:30 a.m. till 5:00 p.m. each day. PURPOSE: Replacing basement wall.	Approved and permit issued.
9. EMERGENCY FLOOD RESOLUTION NO. 65-284-9 WHEREAS, due to the recent flood, an emergency condition exists at a cave-in at 1933 East Wayne Street; and WHEREAS, The Federal Disaster Surveillance Team has recommended in order to protect property damage that certain temporary repairs be made immediately to the existing cave-in over the 60" brick sewer: and WHEREAS, Water Pollution Control Engineering Department has solicited bids from Earth, Inc.; Nobis, Inc.: and John Dehner, Inc., and WHEREAS, John Dehner, Inc. is only one available to proceed immediately: NOW, THEREFORE, The Board of Public Works approves employing John Dehner, Inc. at rates on file in Board of Works office to make temporary repairs at estimated cost of $5,000.00.	Approved. On file in the Board of Public Works.

Meeting adjourned at 10:00 a.m.

Henry P. Wehrenberg

Ethel W. LaMar

May G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Secretary and Clerk

Monday, April 10, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller
1. Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2. Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3. Received sidewalk applications: 4530 Bluffton Road --------------- Wayne Asphalt 3720 S. Calhoun ----------------- Emil Holliday 4924 Oliver --------------------- Norvel L. Waxton	Approved and permit issued.
4. Received quotations from the Purchasing Agent for the proposed purchase of NCR Pager and Manila Envelopes for the Office Services Department: MILLCRAFT PAPER COMPANY ------------ $3,702.50 TAYLOR MARTIN PAPER ---------------- $4,003.35 BUTLER PAPER COMPANY --------------- $3,936.30	Through the recommendation of the Purchasing Agent, the bid of MILLCRAFT PAPER COMPANY was accepted under Purchase Order No. 9892, dated April 6, 1978, in the amount of $3,702.50. Ordered sent to the Common Council on Tuesday, April 25, 1978 at 8:00 p.m.
5. Received quotation from the Purchasing Agent for the proposed purchase of material for the Water Pollution Control Maintenance Department: STOCKBERGER MACHINERY, INC. ------- $5,110.13	Approved and accepted under Purchase Order No. 9812, dated April 6, 1978, in the amount of $5,110.13. Ordered sent to the Common Council on Tuesday, April 25, 1978 at 8:00 p.m.
6. Received a request from Delbert Ritter, 1032 E. Washington, for permission to barricade the sidewalk in front of 1032 and 1036 E. Washington and 1008 Comparet from the alley on Monday, April 10, 1978 thru July 7, 1978. PURPOSE: Replacing sidewalk and replacing basement wall at 1036 E. Washington Boulevard.	Approved and permit issued.

7. Received a request from Ronko Construction (Joe Kohl) 224 West Main Street, for permission to barricade the south side of Pearl Street in the middle of block beside Cinema X on Thursday, March 30, 1978 to Monday, April 10, 1978 - extended to April 26, 1978 from 8:00 a.m. till 8:00 p.m. PURPOSE: Parking truck with materials for remodeling of building.

Approved and permit issued.

8. The City of Fort Wayne hereby grants a permit to Laney Williams, 3105 So. Anthony Boulevard, to use the following property: N. 1/2 Lot 5, GREEN AND FORBING'S ADD. (2204 Weisser Park) for the period beginning on the 10th of April, 1978 and ending on the 31st day of October, 1978. PURPOSE: For garden purpose only.

Approved and permit issued.

9. The City of Fort Wayne hereby grants a permit to Allen County Economic Opportunity Council, 815 Francis Street, to use the following property: E. 27' Lot 25 & W.12.5' Lot 26, Chute's Homestead Add. (1132 Summit Street) for the period beginning April 10, 1978 and ending on October 31, 1978. PURPOSE: For garden purpose only.

Approved and permit issued.

10. Received a request from Allen County Election Board (Robert Hanson) Room 200A, Courthouse (02), for permission to barricade on April 29, 1978 "No Parking" posted and barricades on Court Street from Berry to Main. On 4/24/78 thru 5/4/78: 10 meters bagged at Freimann Parking Lot. PURPOSE: Primary Election.

Approved and permit issued.

11. Received a request from National Multiple Sclerosis Society, Northern Indiana Chapter, 226 W. Wallace, for permission to hold a parade on Saturday, May 6, 1978 (rain date: Sunday, May 7, 1978) starting at 8:00 a.m. and ending at 6:00 p.m.; starting and terminating at Concordia High School Parking Lot. PURPOSE: Bike-Hike Fund Raising.

Approved and permit issued.

12. Received invitational bids for Crack Filling and Pot Hole repair taken by Street Engineering Department pursuant to Emergency Resolution No. 65-281-19 passed by Board of Public Works on April 3, 1978.

Approved low bid of $178.00 per hour for one (1) Pick-up Truck, one (1) Air Compressor, one (1) Dump Truck, one (1) Roller, All Tools and Six Men. Approved $790. per ton for Tack Coat and $18.00 per ton for Asphalt.

Ordered Purchase Orders issued to 1. Wayne Asphalt & Const. Co. for work in Northeast quadrant, 2. Dailey Asphalt Products Co. for work in Northwest quadrant, 3. Hipskind Asphalt Corporation

Ordered payment to be made from Motor Vehicle Highway Special Distribution Fund.

BIDS RECEIVED:	Equipment	Asphalt
Wayne Asphalt -	$178/Hr.	$18/Ton
Hipskind Asph.-	$187/Hr	$20/Ton
Dailey Asphalt-	$187/Hr	$25/Ton
Brooks Const. -	$187/Hr.	$18.25/Ton

for work in Southeast quadrant, and 4. Brooks Construction Company for work in Southwest quadrant at rate of $178.00 per hour and each not to exceed $25,000. Also ordered Purchase Orders issued to Wayne Asphalt and Dailey Asphalt Products for Asphalt at $18.00 per ton and tack coat for $790.00 per ton.

3. The City of Fort Wayne hereby grants a permit to Howard C. LeClaire, 1015 N. Anthony Blvd. for permission to use the following property: City Street property immediately west of Lot 31, Anthony Blvd. Place Addition, 1000 Block of Garfield Street, for the period beginning on the 11th day of April, 1978 and ending on October 31, 1978. Property is to be used solely for gardening.
PURPOSE: Gardening.

Approved and permit issued.

Meeting adjourned at 9: 55 a.m.

Henry P. [illegible]

Ethel W. LaMar

Moy A. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Wednesday, April 12, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

	H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, E. H. Lamar Ursula Miller
	Received Minutes of Meetings held on Monday, April 3, 1978 at 9 a.m.; Wednesday, April 5, 1978 at 9 a.m. and Monday, April 10, 1978 at 9 a.m.	
1.	Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2.	Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3.	Received sidewalk applications:	Approved and permits issued.

1833 Alliger -------------------Tomas Essex
6104 Chicory Dr. --------------A. D. Delagrange
6007 Calico Court --------------A. D. Delagrange
119 Corwin Lane ----------------Ft. Wayne Trade Develop., Inc.
Foxcross Court -----------------Environmental Properties
920 Pinehurst ------------------Colonial Homes
6134 Pavilion Ct. --------------A. D. Delagrange
1821 Sinclair ------------------Henry Gaines
507 State St. ------------------C. A. Lehman & Son

4.	Received contract, Guaranty and Liability Bonds of Brooks Construction Company, Inc. in the amount of $10,467.50, prepared by Street Engineering Department signed by American States Insurance Company for Resolution No. 5794-78 covering work within the 2200 block of West Main Street.	Approved. Ordered sent to the Common Council on Tuesday, April 25, 1978 at 8:00 p.m.
5.	Received contract, Guaranty and Liability Bonds of Carrington & Associates, Inc. in the amount of $1,935.75, prepared by the Street Engineering Department signed by Firemen's Insurance Company for Resolution No. 5795-78 for construction of sidewalk and driveway approach on Rivermet Avenue - 1203 Crescent Avenue.	Approved.
6.	Received contract, Guaranty and Liability Bonds of Spears-Dehner, Inc. in the amount of $1,646,196.00 prepared by the Street Engineering Department signed by United State- Fidelity & Guaranty for Resolution No. 5797-1978 for improving Jefferson Street from Garden Street to Harmar Street, Maumee Avenue from Harmar Street to Glasgow Avenue, Washington Boulevard from Thieme Drive to Harmar Street. This improvement will consist of reconstruction of existing curbs, sidewalks, storm sewers and street pavement by resurfacing.	Approved and ordered sent to the Common Council on Tuesday, April 25, 1978 at 8:00 p.m.

EMERGENCY FLOOD RESOLUTION NO. 65-289-7

WHEREAS, the City of Fort Wayne recently experienced a flood which caused the collapse of a number of sewers; and

WHEREAS, collapsed sewers at locations known as Calvary Temple Site, Old Fort Site and Sallys' Alley Site behind 1700 block of St. Joe Boulevard are in need of immediate repair.

NOW, THEREFORE, the Board of Public Works hereby declares an emergency exists for repair of these collapsed sewers.

Approved: April 12, 1978.
A true copy is incorporated herein.

Pursuant to Emergency Flood Resolution No. 65-289-7 Water Pollution Control requested bids for Emergency repair and pumping of Sallys' Alley from Earth Const. & Engr., Inc.; Bercot, Inc.; T - G Excavating, Inc.; John Dehner, Inc.; and Nobis Co., Inc. and requested bids from Earth, Dehner, Nobis, Korte Bros., and Bercot for the rental of 8" pumps to pump back-up of water.

Received bids:

BERCOT --- C-1 $78,650.
C-2 $225,000.

DEHNER --- C-1 $81,850.
C-2 $239,950.

Ordered WPC Engr. Dept. to issue requisition for purchase orders to Bercot, Inc. for C-1 --- $78,650. and to issue Purchase Order to John Dehner, Inc. for pump rental at $38.00 per hour for 8" pump and $32.00 per hour for 6" pump and to seek Federal reimbursement.

Received Change Order No. G-1 of Weigand Construction Company, Inc. prepared and approved by Martindale, Tourney, Gibson, Inc., Architects, for the extension of completion of contract for Humane Shelter (90 days) to November 21, 1978.

Approved.

Received Agreement for Sewer Extension between Joseph Zurzolo and the City of Fort Wayne, Indiana, for the construction of a sanitary sewer described as follows:

Beginning at an existing sanitary sewer manhole located 220 ± L.F. west of and 50 ± L.F. north of the centerline intersection of Clinton Street and Glenn Avenue, thence northwesterly 400± L.F. terminating at a proposed manhole.

Approved. A true copy is incorporated herein.

Ordered sent to the Common Council on Tuesday, April 25, 1978 at 8:00 p.m.

Received Special Street Permit for Foxcross Court prepared and approved by the Street Engineering Department for Environmental Properties.

Approved and Special Street Permit.

Board Order No. 42-78.

12.	Received Wage Agreement between the City of Fort Wayne and the International Brotherhood of Firemen and Oilers, Local Union #28, AFL-CIO providing for an 8% wage increase for the years of 1978 and 1979.	Approved and on file in the Board of Public Works.
13.	Received request from Robert S. Crull and Adele B. Crull to waive assessment on Sidewalk Resolution No. 5709 in the amount of $712.50 due to Crulls' dedication to City for street purposes of approximately one acre of ground in 1970.	Approved. Ordered Street Engineering Department to amend Assessment Roll.
14.	Received Invoice No. 7 of John Dehner, Inc. in the amount of $115,778.59 prepared and approved by the Water Pollution Control Engineering Department covering work on Sewer Resolution No. 290-77 - Maumee Interceptor, Section I, Water Quality Control Project C-180839-01. Estimate is for the period of March 1, 1978 to March 31, 1978.	Approved Invoice No. 7 of John Dehner, Inc. in the amount of $115,778.59 paid by City Utilities from the Water Pollution Control Utility Fund. Also, ordered retainage in the amount of $12,864.29 paid by City Utilities to John Dehner, Inc. Escrow Account at Lincoln National Bank & Trust Company.
15.	Received Invoice #3 of Hagerman Construction Corporation in the amount of $64,651.50 prepared and approved by McNamee, Porter and Seeley, Consulting Engineers, for Water Improvmeents - Wash Water Retention Basin, Contract No. 77-W-1.	Ordered City Utilities to pay Hagerman Construction Corporation the amount of $64,651.50. Also pay to the Hagerman Construction Corporation Escrow Account at Lincoln National Bank the amount of $7,183.50. Payments are to be made from the Water Utility Fund.
16.	Received a request from Gordon Landscape Co., Gordon McHenry, 1305 Burgess Street, for permission to barricade the 300 block of West Berry about 50' West of Webster Street on April 12, 1978 from 8:00 a.m. until 4:30 p.m. PURPOSE: Installation of a sewer.	Approved and permit issued.
17.	Received a request from Custom Sewer Service, 11521 Brooklane Drive, for permission to barricade the alley behind 833 Edgewater on Tuesday and Wednesday, April 11 and 12, 1978 from 8:00 a.m. till 4:00 p.m. PURPOSE: Sewer repair.	Approved and permit issued.

Meeting adjourned at 11:00 a.m.

Henry P. Wehrenberg

Edward W. LaMar

May G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Secretary and Clerk

Thursday, April 13, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, E. H. Lamar, M. G Scott Ursula Miller
1. HEARING ON CONFIRMATION: Sidewalk Improvement Resolution No 5798-1978 for the construction of sidewalk on both sides of Tillman Road beginning at a point on the north side of Tillman Road 105 ± feet east of the east property line of South Anthony Boulevard (Sta. 30+40), running east to the west property line of Hessen Cassel Road a distance of 4315 feet (Sta. 73+55) and on the south side beginning at a point 345 ± feet east of the east property line of South Anthony Boulevard (Sta. 32+75), running east to the east property line of Lot #12 (Sta. 47+30) J.O. Black's Addition a distance of 1,455 ± feet to a width of five feet.	Continued to Thursday, April 27, 1978 at 3:30 p.m. Time up to receive remonstrance Monday, April 24, 1978 at 5:00 p.m.
2. Received a request from General Telephone Company, 303 E. Berry, for permission to barricade four meters hooded in front of 303 E. Berry on April 13 and 14, 1978, all day. PURPOSE: Moving equipment.	Approved and permit issued.
3. Received a request from Custom Sewer Service , Mrs. Sorj, 11521 Brooklane Drive, for permission to barricade alley behind 2818 Plaza Drive on Thursday and Friday, April 13 and April 14, 1978 from 8:00 a.m. till 5:00 p.m. PURPOSE: Repair sewer line.	Approved and permit issued.
4. Received a request from Monty Ceruti, 1936 S. Calhoun, for permission to barricade alley behind 611 W. Berry (Trinity Episcopal Church) from Fulton to Broadway on Friday, April 14, 1978 from 2:00 p.m. till 8:30 p.m. PURPOSE: Church fish fry.	Approved and permit issued.
5. Received a request from House of Pines, 3426 L. Huntington Road, for permission to barricade downtown streets on Saturday and Sunday, April 15 and 16, 1978 from 9:00 p.m. till 6:00 a.m. each day. PURPOSE: Removing sign brackets off of light poles.	Approved and permit issued.

6. Received a request from Fort Wayne Fine Arts, 303 E. Main, for permission to hood parking meters at Freimann Parking Lot on east end (10 meters on north and 10 meters on south side) on Monday, April 17, 1978 all day. PURPOSE: Seminar.	Approved and permit issued.
7. Received a request from Roto Rooter, 3714 Lake Avenue, for permission to barricade alley behind 4218 Tacoma on April 17 and 18, 1978 from 8:00 a.m. thru 5:00 p.m. PURPOSE: Repair sanitary sewer.	Approved and permit issued.
8. Received a request from Indiana & Michigan Electric Co. (Walter Vandagriff) 2101 Spy Run Avenue, for permission to barricade the alley between Elizabeth & Nussbaum east of Spy Run Creek on Monday, April 17, 1978 thru Friday, April 28, 1978 at all times. extension thru 5/26/78. PURPOSE: Installing duct banks for electrical facilities.	Approved and permit issued.
9. The City of Fort Wayne hereby grants a permit to Ruth A. Dixie, 3101 S. Lafayette, for permission to use the following property: Lot #1, Anthony Hibler's Addition (3043 So. Lafayette Street for the period beginning on April 13, 1978 and ending on the 31st day of October, 1978. PURPOSE: Flower and vegetable gardening.	Approved and permit issued.

Meeting adjourned at 11:05 a.m.

Henry P. Wittenberg

Ethel W. LaMar

May A. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Secretary and Clerk

Monday, April 17, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar,
M. G Scott
Ursula Miller

Received Minutes of Meetings held on Wednesday, April 12, 1978 at 9 a.m. and Thursday, April13, 1978 at 3:30 p.m.

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3. Received private sidewalk applications:

3701 S. Calhoun ------------- Hawk Const., Inc.
6012 Calico Court ----------- A. D. Delagrange Const.
2432 Glenwood --------------- Ft. Wayne Const. Trades
1904 Kensington ------------- Robt. L. Krouse
3206 Stepping Stone Lane ---- A. D. Delagrange

Approved and permits issued.

4. Received driveway application:

515 E. State - approach on Eade --- C. A. Lehman & Son

Approved and permit issued.

5. Pursuant to Emergency Flood Resolution No. 65-289-7 Water Pollution Control Engineering requested bids from Earth, Inc., Bercot, Inc., T-G Excavating, Inc.; John Dehner, Inc. and Nobis Const. Co. for emergency repair of Calvary Temple and Old Fort Sewers:

	Bercot, Inc.	John Dehner	T-G Excav.
CALVARY TEMPLE ------	$ 4,100.00	$ 4,434.00	$ 1,953.00
OLD FORT ------------	54,300.00	64,265.00	77,720.00

Ordered WPC Engr. Dept. to issue requisition for purchase orders to: T -G Excavating for repair of Calvary Temple Sewer in the amount of $1,953.00 and to Bercot, Inc. for repair of Old Fort Sewers in the amount of $54,300.00 and to seek Federal reimbursement.

6. Received Agreement for Sewer Extension between AM-CAL Construction Corporation and the City of Fort Wayne, Indiana, for the construction of a sanitary sewer in Maplecrest Drive and Hicksville Road Area (known as Kinney Shoes - Offsite Sanitary Sewers - E. State Street).

Approved. A true copy is incorporated.

Ordered sent to the Common Council on Tuesday, April 25 1978 at 8 00 p.m.

7. Received Supplemental Sanitary Sewage Treatment Agreement by and between the City of Fort Wayne and the City of New Haven modifying Santiary Sewage Treatment Agreement dated July 21, 1977 whereby Cities agree to accelerate starting date of Agreement to provide for Treatment of wasts from Meadowbrook Addition and charges for said sewage service.

Approved subject to councilmanic approval. A true copy is incorporated herein. Ordered sent to the Common Council on Tuesday, April 25 1978 at 8:00 p.m.

8.	Received Change Order No. 1 of Carrington & Associates, Inc. in the amount of $6,787.15 prepared and approved by Street Engineering Department covered by Resolution No. 5737-1976 for Beaver Avenue.	Approved. Ordered sent to the Common Council on Tuesday, April 25, 1978 at 8:00 p.m.
9	Received quotation from the Purchasing Agent for the repair and return of one G.E. Pump Motor for Water Pollution Control Plant from the General Electric Service Shop in the amount of $3,271.30.	Approved and ordered sent to the Common Council on Tuesday, April 25, 1978 at 8:00 p.m. Purchase Order No. 9871.
10.	Received Special Sewer Permit for North Eastern Enterprises, Inc. prepared and approved by the Water Pollution Control Engineering Department for the construction of a sanitary sewer known as Concord Hills. Section I	Approved and Special Sewer Permit issued. Board Order No. 47-78.
11.	Received request from Robert C. Arnold, Director of Parks and Recreation, for installation of a sanitary sewer on Tillman Park Phase II from a point to be determined by Strauss Associates, Inc. to existing manhole on the east side of St. Mary's River, south of Tillman Ditch	Ordered Water Pollution Control to prepare preliminary design and cost estimate. Board Order No 45-1978.
12.	Received a request from Robert C. Arnold, Director of Recreation for installation of a water main in Tillman Park, Phase II from preent mains terminus on West side of Hanna Extended adjacent to the Stewart McMillen Tennis Center, South approximately 700 feet.	Ordered Water Engineering to prepare preliminary design and cost estimate. Board Order No. 46-1978.
13.	Received Invoice #4 of A. Hattersley & Sons, Inc. in the amount of $12,429.00 prepared and approved by the Architects, Cole - Matott, covering mechanical construction for the Renovation of Old City Hall (EDA Project No. 06-51-26917)	Approved and ordered paid out of LPW (II) Grant. Ordered City Controller to pay invoice No. 4 of A. Hattersley & Sons, Inc. in the amount of $12,429.00. Also, ordered City Controller to pay the amount of $1,381.00 to A. Hattersley & Sons, Inc. Escrow Account at Anthony Wayne Bank.
14.	Received a petition for the installation of sidewalk and curb in 2500 block of Maple Place from Maple Avenue to Maple Avenue.	Ordered Street Engineering Department to investigate and report. Board Order No. 48-1978 issued.
15.	Received a request from Lee Millett, City of Fort Wayne Park Department, for permission to use the following property: 457 E. Creighton for the period beginning on the 17th of April, 1978 and ending on the 31st of October, 1978 for gardening purposes only; also, 2318 - 20 Perth Street; 1146 Division Street and 1418 McClellan Street. All to be used for gardening purposes only. Also adopted lot at 1323 Taylor Street.	Approved and permit issued.

Received a request from Crestwood Civic Association % Shirley Murphy, 1527 Cinnamon Road, for permission to hold a parade on Saturday, June 17, 1978 starting at 9:00 a.m. and ending at 10:30 a.m. Specific route to be traveled: Leave church down Bethany Lane to Bittersweet to Tulip Tree to Butternut to Cinnamon to Bay Tree to Bayberry to Bethany back to Gethsemane Church. Approximately 300 people, one horse and 10 vehicles. PURPOSE: Crestwood Fine Arts Day.	Approved and permit issued.
Received a reqeust from St. Jude's Childrens Research Hospital, P.O. Box 7333, Fort Wayne, Indiana, for permission to hold a parade on Sunday, May 14, 1978 from 8:00 a.m. to 7:00 p.m. Approximately 400 to 500 people will participate, starting and terminating at Franke Park. PURPOSE: Fund Raising Bike-a-thon.	Approved and permit issued.
Received a request from Mizpah Shrine Temple, 407 W. Berry, for permission to barricade the 700 and 800 blocks of Ewing from Main to Wayne (no parking signs also needed) on Saturday, May 20, 1978 from 1:30 p.m. till 3:30 p.m. 400 block of Berry from Fairfield to Ewing will also be barricaded. PURPOSE: Preparation and disbanding for parade.	Approved and permit issued.
19. Received a request from Mizpah Shrine, 407 W. Berry, for permission to hold a parade on Saturday, May 20, 1978 from 2:00 p.m. till 3:00 p.m. Route to be traveled: Ewing to Wayne: east on Wayne to Calhoun; north on Calhoun to Main: west on Main to Ewing: and south on Ewing to Berry Street. PURPOSE: Ceremonial Parade.	Approved and permit issued.

Meeting adjourned at 11:30 a.m.

Henry [illegible]

Ethel W. LaMar

[illegible] Scott

BOARD OF PUBLIC WORKS

ATTEST:

[illegible]

Secretary and Clerk

Wednesday, April 19, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberh, E. H. Lamar,
M. G Scott
Ursula Miller

1. Received purchase orders from the Purchasing Agent of City Utilities.

   Approved.

2. Received payment vouchers from the Auditor of City Utilities.

   Approved and ordered sent to the Department of Finance.

3. Received private sidewalk applications:

   Approved and permit issued.

SW cor. Lake & Anthony ------------- Carrington & Assoc.
1203 Crescent ----------------------- "
1304 Scott ------------------------- "
Lincolnshire Add - Calhoun, Harrison,
W. Crown Lane ------------------- "

4. Received street cut applications:

   Approved and permit issued.

402 - 406 Violet Ct. - Jeff Clark
2216 Inwood - Paul Eickhoff
1426 Winter - C. W. Fuelling
3206 S. Anthony - "
5330 S. Calhoun - Ralph Hayes
5727 S. Anthony - Emil Holliday
820 Madison - Quick Action Sewer
2626 Jefferds - R & A Plumb.
430 L. Huntington - "
919 W. Packard - Shoda Enter.
833 Edgewater - Ron Sorg
2818 Plaza - "
1600 - 1800 State St. - Traffic Engr.
1504 Waldron Circle - City Utilities
Wabash & Maumee - "
4131 Taylor (prkstrp) - "
2300 W. Main - "
2818 Sherman - "
6135 Shell - "
5305 Sandalwood - "
2711 Princeton - "
Mounded Ct. - "
Limestone E. of Ardmore- "
4911 Illinois Rd. - "
Humphrey & Glasgow - "
1949 Griswold - "
1114 Glasgow - "
1505 Fay - "
1910 Ellen - "
520 E. Coliseum - "
Charlotte & Parnell - "
5425 Brighton - "
Allendale & Belle Vista- "

212 E. Williams ---------------	NIPSCO
2503 Weisser Park	"
1112 Wabash	"
1231 Wabash	"
1302 Wabash	"
2424 Tyler	"
1331 Summit	"
1443 Summit	"
3116 Stepping Stone Lane	"
4510 S. Wayne	"
2537 S. Hanna	"
Senate, McKinnie, Avondale,	"
Warsaw, Monroe & Hanna	"
2509 E. Pontiac	"
1325 E. Pontiac	"
2063 Phenie	"
Pettit along Sherwood Terrace,	"
Congress, Calumet, Avondale,	"
Warsaw, Monroe	"
1910 Papermill Crossing	"
1220 W. Packard	"
2210 Oxford	"
2421 Oliver	"
4701 Old Mill	"
2325 New Haven	"
2520 Miner	"
Along Maple Grove, Sherwood Terrace,	
Weisser Park, S. Park, Spatz, Gaywood	
and Spatz, Capital & Pettit	"
Along McKinnie, Senate, Weisser Park,	
S. Park, Spatz, Gaywood and Smith	
6220 Landover Pl.	"
1416 Hugh	"
2716 Hoagland	"
3124 Hoagland	"
3815 Robinwood	"
6008 Highgate Pl.	"
1502 Hawthorne	"
840 Hayden	"
710 Forest	"
4607 Fairfield	"
2603 Evans	"
1921 Duprey	"
6425 Dumont	"
727 E. Creighton	"
521 and 536 Creighton	"
Livinstone beside 3320 Clinton	"
1835 S. Calhoun	"
6011 Calico Ct.	"
6020 Calico Court	"
2519 Bowser	"
2802 Bowser	"
2710 Broadway	"
444 Arcadia	"
2522 S. Anthony	"
1205 S. Anthony	"
4304 S. Anthony	"

Received specifications for Emergency repair of Deister Machine Sewer, 1933 E. Wayne Street, from Water Pollution Control Engineering Department as per Emergency Flood Resolution No. 65-284-9.	Approved. Ordered Water Pollution Control Engineers to seek at least three invitational bids with award on April 26, 1978.

6. Received Memorandum of Agreement by and between the City of Fort Wayne and Century 21 Investments, Inc. whereby Century agrees to include on final plat of Riverbend Woods, Section II a permanent easement 15 feet in width along South line of said plat within Lots 51, 75, 76 and 85 and of 20 ft. in width along South line of said plat within Lots 67, 68, 69 and 70 and open space west of said plat in which City may locate its sewer and whereby Century grants a temporary easement 25 ft. in width along and adjacent to north line of permanent easement in, over and across lots 51, 75, 76 and 85 and 20 ft. in width along and adjacent to north line of permanent easement in, over and across lots 67, 68, 69 and 70 and open space west of said plat, said temporary easements to expire September 25, 1978, all in connection with Sewer Easement Resolution No. 157-77. Said agreement providing for payment of $2,751 for all easements.

Ordered City Utilities to issue check in the amount of $2,751.00 to Century 21 Investments, Inc.

Ordered Agreement recorded by Water Pollution Control Engineering Department.

A true copy is incorporated herein.

7. In the matter of Sewer Easement Resolution No. 157-77 which the Board adopted on December 12, 1977 (65-189-18) and confirmed on February 23, 1978 (65-242-1), the Board of Public Works has received a Memorandum of Agreement by and between the City of Fort Wayne and Century 21 Investment, Inc. providing for both permanent and temporary easements and the Board now deems it advisable to amend said Sewer Resolution by deleting Permanent Easement I and Temporary Easement D.

Confirmed and ordered recorded by Water Pollution Control Engineering Department.

8. Received Grant of Easement whereby Century 21 Investment, Inc. grants, quit-claims and conveys to the City of Fort Wayne a permanent easement and right-of-way to construct, operate, control, maintain, reconstruct and remove a sewer line along and across the following described real property located in Allen County, State of Indiana:

Permanent and Temporary easements on space now or formerly owned by Century 21 Investment, Inc. as recorded in Instrument 76-10184, located in part of Ann Hackley Reserve, Section 8 and Section 9, Township 31 North, Range 13 East. (Re: Sewer Easement Res. 157-77).

Approved. A true copy is incorporated herein.

Ordered Water Pollution Control Engineering Department to record.

9.

SEWER EASEMENT RESOLUTION NO. 157-1977

AMENDMENT I

WHEREAS, the Board of PUblic Works adopted Sewer Easement Resolution No. 157-77 on December 12, 1977 and confirmed said Resolution on February 23, 1978; and

WHEREAS, said Resolution provided for condemnation of permanent and temporary easements of 20' over property owned by Century 21 Investments, Inc.; and

WHEREAS, said Board of Works has entered into a memorandum of agreement with Century 21 Investments, Inc., providing for both permanent and temporary easements of dimensions different than those contained in said Resolution No. 157-77 over property owned by Century 21 Investments, Inc.:

NOW, THEREFORE, the Board of Public Works hereby amends Sewer Easement Resolution No. 157-77 by deleting Permanent Easement I and Temporary Easement D.

Approved and adopted April 19, 1978.
A true copy is incorporated herein.

Pursuant to report from City Utilities Auditing Department listing unpaid Miscellaneous Accounts Receivable Write-offs as per list submitted in the total amount of $4,033.76 (Revenue Accounts: Water $2,281.91 and Sewer $1,751.85).	Approved.
Received Invoice No. 1 of T - G Excavating, Inc. in the amount of $39,595.92 prepared and approved by the Water Engineering Department for Water Contract No. 77-2 - Tillman Road Water Main.	Approved and ordered City Utilities to pay invoice of T - G Excavating, Inc. in the amount of $35,636.33 with retainage in the amount of $3,959.59. Payment is to be made from Water Utility Fund.
Received a petition for the installation of a sanitary sewer to serve the 1600 block of North Coliseum Boulevard from existing manhole 200 ± LF. N. to serve lots #6 and #7 Delta Heights Addition.	Approved and ordered Water Pollution Control Engineering Department to investigate and report.
Received a petition for the paving of alley in Fairfield Terrace, Section A Addition, from 5200 Buell Drive to 5300 Buell Drive.	Approved and ordered Street Engineering Department to prepare preliminary plans and cost estimate.

Meeting adjourned at 10:45 a.m.

Henry P. Wehrenberg

[illegible] H. LaMar

Troy G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Ursula Miller

Secretary and Clerk

Thursday, April 20, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, E. H. Lamar Ursula Miller
1. HEARING ON CONFIRMATION OF ASSESSMENT ROLL: Sewer Easement Resolution No. 157-77 for the condemnation of Permanent and Temporary Sewer Easements for the purposes to construct, operate, control and maintain a sanitary sewer line along and across a portion of Section 8, Township 31 North, Range 13 East, and Section 9, Township 31 North, Range 13 East, and Section 16, Township 31 North, Range 13 East, a portion being a part of the Bouries Reserve, the Ann Hackley Reserve, and the Richardville Reserve, bounded on the northwest by a line 2500 ± LF south of and parallel to the centerline of Leo Road (Old State Road 1 and 427); bounded on the northeast by a line running 50 ± LF north of and parallel to the centerline of Rothman Road and its westerly extension thereof; bounded on the south by a line 50± LF south of and parallel to said centerline of Rothman Road, bounded on the east by the centerline of Micheli Drive. (SEWER RES. NO. 298-77).	Received Grant of Easement for Permanent and Temporary Easements furnished by Century 21 Investments, Inc.; therefore, the Board deems it advisable to delete said property from the Assessment Roll of Benefits and Damages. Ordered Water Pollution Control Engineering Department to prepare Final Assessment Roll.
2. Received Invoice #2 of T & F Const. Corp. in the amount of $17,071.27, prepared and approved by the Street Light Engineer, covering work on Resolution No. 125-77 Central Business District covering work on Street Lighting and Traffic Signals EDA Project 06-51-26289.	Ordered the City Controller to pay invoice #2 of T & F Const. Corp. in the amount of $17,071.27. Also, pay to T & F Const. Corp. Escrow Account at Indiana Bank the amount of $1,896.81. Ordered paid out of LPW II.
3. Received Invoice #3 of T & F Const. Corp. in the amount of $98,699.04, prepared and approved by the Street Light Engineer, covering work on Resolution No. 125-77 Central Business District covering work on Street Lighting and Traffic Signals EDA Project 06-51-26289.	Ordered the City Controller to pay invoice #3 of T & F Const. Corp. in the amount of $98,699.04. Also, pay to T & F Const. Corp. Escrow Account at Indiana Bank the amount of $10,966.56. Ordered paid out of LPW II.

Meeting adjourned at 5:07 p.m.

Henry P. Wehrenberg
Edward H. LaMar
May G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Secretary and Clerk

Monday, April 24, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, E. H. Lamar, M. G Scott Ursula Miller
Received Minutes of Meetings held on Monday, April 17 at 9 a.m., Wednesday, April 19 at 9 a.m. and Thursday, April 20, L978 at 3:30 p.m.	
. Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2. Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3. Received private sidewalk applications:	Approved and permits issued.

2217 Eby ------------------ Gene Kunberger ASsoc.
1711 - 1715 Lough Nest ---- Gerald R. Baker Bldrs.
1102 E. Rudisill ---------- R. L. Barnhart
3409-3411 Shoaff Pk. River Dr. -- A. D. Delagrange
3212 Stepping Stone Lane -------- Crown Bldrs., Inc.
3218 Stepping Stone Lane -------- Crown Bldrs., Inc.
3224 Stepping Stone Lane -------- Crown Bldrs., Inc.

4. Received driveway applications:	Approved and permits issued.

5901 Bluffton Rd. --------------- Kinder Const.
Canterbury Green #7 ------------- Lakeside Constr.
6007 Calico Court --------------- A. D. Delagrange
6012 Calico Court --------------- A. D. Delagrange
6104 Chicory Dr. ---------------- A. D. Delagrange
920 Pinehurst ------------------- Colonial Homes
6134 Pavillion Court ------------ A. D. Delagrange
3206 Stepping Stone Lane -------- A. D. Delagrange

5. Received street cut applications:	Approved and permits issued.

4218 Tacoma (alley) ------------- C. W. Fuelling
5736 U. S. 24 West --- Baker Excav.
4000 Illinois Rd. (prkstrp) --- City Utilities
5725 Millford Ct. --- NIPSCO
5625 Sawmill Run --- "
6506 Durango --- "
6605 Dumont Dr. --- "
1720 Romane Dr. --- "
1709 Romane Dr. --- "
1004 Trick --- "
1010 Trick --- "
1016 Trick --- "

6.	Received invoice No. 37 of Hagerman-Shambaugh (joint bidders) in the amount of $90,672.55 for the period of February 24, 1978 to March 31, 1978 for Water Pollution Control Plant Additions of Water Quality Control Project - Division I.	Approved and ordered invoice No. 37 of Hagerman - Shambaugh in the amount of $90,672.55 paid by City Utilities. Also, ordered retainage in the amount of $4,772.24 paid by City Utilities to Hagerman-Shambaugh Escrow Account at Lincoln National Bank.
7.	Received invoice No. 37 of H.N.T.B. - Henry B. Steeg & Assoc. Div., in the amount of $1,276.58 for engineering services on Water Quality Control Project - Division I Water Pollution Control Pl-nt Additions - Federal Project No. C-180538-01.	Approved and ordered City Utilities to pay invoice from the Water Polluton Control Utility Fund.
8.	Received invoice No. 13 (our #1) of Howard Needles Tammen & Bergendoff - Steeg Division-in the amount of $2,029.02 for professional engineering services performed in connection with the preparation of Phase A - Aeration Process Efficiency Upgrading to 42 MDG in connection with Wastewater Treatment Plant, in accordance with Agreement for Engineering Services dated March 20, 1978 - Article 3. Services rendered for the period of March 20, 1978 through March 31, 1978.	Approved and ordered City Utilities from the Water Pollution Control Utility Fund. *** THIS ENTRY IS VOIDED.
9.	Received Special Street Permit for John Dehner, Inc. prepared and approved by the Street Engineering Department to construct Castell St. (Parkview Addition Section "C").	Approved and Special Street Permit issued.
10.	Received Special Street Permit for John Dehner, Inc. prepared and approved by the Street Engineering Department to construct Neighbor Street (Parkview Addition Section "C").	Approved and Special Street Permit issued.
11.	Received Special Street Permit for John Dehner, Inc. prepared and approved by the Street Engineering Department to construct Shell Drive (Parkview Addition Section "C").	Approved and Special Street Permit issued.
12.	Received Special Street Permit for John Dehner, Inc. prepared and approved by the Street Engineering Department to construct Goodfellow Drive (Parkview Addition Section "C").	Approved and Special Street Permit issued.
13.	Received Special Street Permit for John Dehner, Inc. prepared and approved by the Street Engineering Department to construct Kiwanis Street (Parkview Addition Section "C").	Approved and Special Street Permit issued.
14.	Attached are copies of petitions for Sanitary Sewer to serve Hessen Cassel Road - Tillman to Maples, Southwin Drive and Crestmont Drive.	Ordered the Water Pollution Control Engineering Department to investigate and report.

5.	Received Special Sewer Permit for Morris Liechty, prepared and approved by the Water Pollution Control Engineering Department and Performance Bond of John Hartman Construction Company to construct sanitary sewer known as Oak Grove Sanitary Sewer OFF-SITE ONLY.	Approved and Special Sewer Permit issued. Board Order No. 53-1978.
5.	Received Partial Payment Estimate No. 1 of Winzeler Excavating, Co., Inc. in the amount of $66,256.80 prepared and approved by the Water Pollution Control Engineering Department covering Sewer Resolution No. 298-77 Rothman Road - Maplecrest Road Sanitary Interceptor Sewer - Phase I.	Approved and ordered paid by City Utilities from the Water Pollution Control Utility Funds. Winzeler Escrow Acct. $6,758.00 also to be paid.
7.	Received Invoice No. 1 of Carrington & Associates, Inc. in the amount of $855.89 prepared and approved by the Street Engineering Department covering work under Resolution NO. 5737-1976 - Beaver Avenue sidewalk replacement.	Approved and ordered paid from MVH Funds.
3.	Received petition for the replacement of curbing at 823 Kinsmoor.	Ordered the Street Engineering Department to investigate and report. Board Order No. 52-1978.
9.	Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of John Hartman Company with Guaranty Bond in the amount of $5,400 signed by State Automobile Mutual for Willow Brook Manor Sanitary Sewer, Phase #1.	Approved. Ordered acceptance letter written.
0.	Received Release of Easement by City of Fort Wayne by its Board of Public Works over East 5 ft. of Lots 147, 148 and 149 and West 5 ft. of Lots 155, 156 and 157 and the 10 ft. extension thereof of the South half of vacated Vermont Avenue adjoining said Lots 147 and 157 on the North as vacated by Declaratory Resolution No. 1420 in Delta Heights Addition to City of Fort Wayne, and release and abandoning said easement to owners, John E. Moser and Helen A. Savoie.	Approved.
1.	Received a request from Quick Action Sewer Service, 2920 Winter Street, for permission to barricade the alley behind 3401 Harvester on Monday, April 24, 1978 thru Friday, April 28, 1978 at all times. PURPOSE: Emergency repair on sewer break.	Approved and permit issued.
2.	Received a request from Shoda Enterprises (William R. Shoda) 2014 Colony Drive, for permission to barricade alley behind 2300 block of Miner Street on Tuesday, April 25 thru April 28, 1978 at all times. PURPOSE: Sewer repair.	Approved and permit issued.

23. Received a request from Fort Wayne Art Museum (Wallace J. Fosnight) 1202 W. Wayne Street, for permission to barricade Rockhill from Wayne to Berry on Saturday, April 29, 1978 from 12:00 noon till 5:00 p.m. PURPOSE: Art Fair.	Approved and permit issued.
24. Received a request from Abraham Lee, Jr. 2518 Weisser Park, for permission to hold a parade on Saturday, April 29, 1978 from 3:30 p.m. till 5:00 p.m. Approximate Number of persons: 200 and approximate number of vehicles: 200. Starting location: Hanna Homestead Park and termination point: Old Food Lanes Parking lot on Smith Street. Route to be traveled: Lewis at Division, down Lewis to Hanna, down Hanna to Pontiac, down Pontiac to Smith and down Smith Street to parking lot. PURPOSE: Political Awareness.	Approved and permit issued.
25. Permission was granted to Horace J. Lee, 1023 University, for use of the following property: 1510 Fletcher Avenue and 1516 Fletcher Avenue for the period beginning on the 24th of April, 1978 and ending on the 31st of October, 1978. Properties to be used for gardening purposes only. PURPOSE: Gardening.	Approved and permit issued.

Meeting adjourned at 11:50 a.m.

Henry P. Wehrenberg

Ethel H. LaMar

BOARD OF PUBLIC WORKS

ATTEST:

Secretary and Clerk

Wednesday, April 26, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar
Ursula Miller

Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

Received private sidewalk applications:

Approved and permit issued.

2230 Fairfield -------------- Panzica Const.
4230 Hanna------------------- Panzica Const.

Received driveway application:

Approved and permit issued.

1404 Kerrway Ct. ------------ Lakeside Const.
900 Lower Huntington Rd. -----Graber & Graber
7217 Snowfall Ct. ------------Worthman Homes, Inc.
See next page for additional driveway applications.

Received street cut applications:

Approved and permit issued.

NW cor. Broadway & Bluffton Rd. - Ind. & Mich.
200 block W. Berry - Gordons Landsc.
2707 Poinsette (parkstrp) - T & G Excav.
5926 Lois Lane - Tim Evans Backhoe
5919 Lois Lane - "
511 Elmer - Ron Sorg
Campus & St. Joe Center (prkstrp) - City Utilities
930 E. Coliseum (prkstrp) - "
218 Duck - "
731 Osage - "
3839 Sherman (prkstrp) - "
1616 E. Pontiac (sdw.) - "
Oaklane /1002 Putman - NIPSCO
Along Radial Lane to Seminole
    Circle and along N & S
    Seminole Circle - "
On Cottage /3001 S. Wayne - "
(alley) 2413 Lillie - "
4313 S. W. Anthony Wayne Dr. - "
2814 Bowser (st.) - "
3106 Bowser (st.) - "
3325 Bowser (alley) - "
4005 Smith (st.) - "
3120 Monroe (alley) - "
4844 S. Harrison (st.) - "
4016 Fairfield (alley) - "
4315 Indiana (st.) - "
1034 S. Calhoun (st.) - "

918 Pasadena - NIPSCO
3736 Abbott (st.) - "
1214 Nuttman - "
1116 Kinsmoor (st.) - "
Intersec. Barr & Berry - "
(alley) 1714 St. Joe Blvd. - "
2120 Pleasant (st.) - "
1723 Wells (st.) - "
1604 Sinclair (st.) - "
655 Putnam (st.) - "
Pemberton & Cody (prkstrp) - City Utilities
343 E. Barckenridge (st.) - NIPSCO
(alley) 3605 & 3609 S. Monroe - "
6009 Highgate Place - "
2019 Lathrop Pl. - "
362 W. Baker (st.) - "
4215 Victoria Dr. - "
3224 Shoaff Pk. River Dr. - "
3212 Stepping Stone Lane - "
3218 Stepping Stone Lane - "
1329 E. Pontiac - "
215 E. Williams (st.) - "
E. Brakcenridge / 1329
S. Barr (st.) - "
4430 N. Washington - "
Redwood at intersec. of
Schele - "
430 W. Creighton (sdw.) - "
816 Colerick (st.) - "
(alley) 1308 McCulloch (alley) - "
207 W. Main - "
741 Michaels (alley) - "
1206 Clayton and on Clayton
behind 1206 W. State - "
Thieme Dr. / 1230 W. Berry - "
(alley) 827 Kinnaird - "
(alley) 3117 Monroe - "
432 Elizabeth (st.) - "
1419 W. Wildwood (st.) - "
1649 Cass (st.) - "
4013 New Haven (sdw.) - "
2309 Euclid (st.) - "

6. Received driveway applications:

Approved and permit issued.

639 Archer Ave. (access on Hensch)--- Ned Keener
4605 Dodge -------------------------- Ned Keener
1715 Lough Nest --------------------- Gerald Baker
1709 Randalia Ave. ------------------ Ned Keener
2601 Stanford ----------------------- Ned Keener
4002 N. Washington Rd. -------------- Benchmark Homes
4010 N. Washington Rd. -------------- Benchmark Homes

7. Received a request from Northcrest Little League % Carol Kalb, 7117 Cranberry Road, for permission to hold a parade on Saturday, May 13, 1978, from 9:30 a.m. till 10:00 a.m. per sketch. Starting location: Wakefield and Riveria and terminating at Stony Run & Camden (baseball field).
PURPOSE: Opening Day for Little League.

Approved and permit issued.

8. Pursuant to Emergency Flood Resolution No. 65-284-9 Water Pollution Control solicited bids from John Dehner, INc.; Earth Const., Inc.; Winzeler Excav., Inc.; Bercot, Inc.; Hipskind Asphalt Corp.; and Reith-Riley (So. Bend).
Received one bid from Bercot, Inc. as follows:

Award contract on Monday, May 1, 1978 at 9:00 a.m.

BASE BID A - Alt. #1 ----------------$107,550.00
BASE BID B:
300 L.F. 2 Flange Armco lined @ $600.-----$180,000.00
2500 CY Cement Grout @ $75.00-------------$187,500.00

Received quotations from the Purchasing Agent for the proposed purchase of three (3) 1978 Ford Bronco automobiles for the Street Engineering Department:

HOOSIER FORD, INC. ----------	$18,187.34
INTERNATIONAL HARVESTER -----	$19,918.91
ALLEN COUNTY MOTORS, INC. ---	$18,692.85

Through the recommendation of the Purchasing Agent the bid of Allen County Motors, Inc. was accepted under Purchase Order No. 2430, dated April 25, 1978, in the amount of $18,692.85.

Ordered sent to the Common Council on Tuesday, May 9, 1978 at 8:00 p.m.

Received quotations from the Purchasing Agent for the proposed leasing of two vehicles for the Board of Public Works and Communication Department:

	Annual Lease Two Units.	Two Yr. Lease - 2 Units.
INTERNATIONAL HARVESTER	-$ 5653.34	$ 11,306.68
BOWLIN-GAFF RENTAL, INC.	- 5568.00	11,136.00
HOOSIER FORD, INC.	- 4121.28	8,242.56
HEFNER CHEV., INC. (Northside Leasing)	- 3488.88	6,977.76

Accepted under Purchase Order No. 02393, dated April 12, 1978, in the amount of $3,488.88 for one year rental of two units and $6,977.76 for two years rental for two units for Hefner Chevrolet, Inc.*

*Northside Leasing.
Ordered sent to the Common Council on Tuesday, May 9, 1978 at 8:00 p.m.

Meeting adjourned at 11:00 a.m.

May G. Scott
BOARD OF PUBLIC WORKS

ATTEST:

Secretary and Clerk

Thursday, April 27, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 3:30 p.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. WEhrenberg, E. H. Lamar
Ursula Miller

1. Continued from April 13, 1978
HEARING ON CONFIRMATION:

CONFIRMED.

Sidewalk Improvement Resolution No. 5798-78 for the construction of sidewalk on both sides of Tillman Road beginning at a point on the north side of Tillman Road 105 ± feet east of the east property line of South Anthony Boulevard (Sta. 30+40), running east to the west property line of Hessen Cassel Road a distance of 4315 feet (Sta. 73+55) and on the south side beginning at a point 345 ± feet east of the east property line of South Anthony Boulevard (Sta. 32+75), running east to the east property line of Lot #12 (Sta. 47+30) J.O. Black's Addition a distance of 1,455 ± feet to a width of five feet.

2. Received driveway applications:

Approved and permits issued.

5723 Chester Blvd. ----------- Jack W. Buchel
2230 Fairfield --------------- Graber & Graber
4230 Hanna ------------------- Graber & Graber

3. Received invoice #2 of Nobis Const. Co. in amount of $8,001 prepared and approved by WPC Engr. Dept. covered by Resolution No. 295-77 - Glenwood Park Lift Station Elimination.

Approved and ordered City Utilities to pay invoice from the WPC Utility Fund.

4. EMERGENCY FLOOD RESOLUTION NO. 65-308-4

WHEREAS, the Sludge Lagoons for the Water Pollution Control Treatment Plant were flooded during the recent flood; and

WHEREAS, it is necessary to pump these flood waters from said lagoons to a drainage ditch on sludge lagoon site; and

WHEREAS, the State Board of Health has indicated they will only approve said pumping at present river level:

NOW, THEREFORE, the Board of Public Works hereby declares an Emergency exists to pump these flood waters from said lagoons and orders City Utilities' General Superintendent's Office and Water Pollution Control Engineerng to solicit at least three bids so that award can be made at 9:00 a.m. on Wednesday, May 3, 1978.

A true copy is incorporated herein.

Henry P Wehrenberg

Meeting adjourned at 3:38 p.m.

May G Scott
BOARD OF PUBLIC WORKS

ATTEST:

Secretary and Clerk

Monday, May 1, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, M. G Scott
Ursula Miller

Received Minutes of Meetings held on Monday, April 24 at 9 a.m.; Wednesday, April 26 at 9 a.m. and Thursday, April 27, 1978 at 3:30 p.m.

1. Received purchase orders from the Purchasing Agent of City Utilities.

Approved.

2. Received payment vouchers from the Auditor of City Utilities.

Approved and ordered sent to the Department of Finance.

3. Received private sidewalk applications:

Approved and permits issued.

2012 Duprey --------------------Graber Homes
6205 Landover ------------------Graber Homes
6215 Landover Place ------------Graber Homes
6219 Landover Pl. --------------Graber Homes
6216 Landover Pl. --------------Graber Homes
1314 W. State ------------------Perry Miller

4. Received driveway application:

Approved and permits issued.

3409 & 3411 Shoaf Park River Dr. -----A. D. Delagrange

5. Received street cut applications:

4230 Hanna (st.) - Porter Const.
4230 S. Hanna (alley) - "
5730 Lois Lane - "
5908 Lois Lane - "
3401 Harvester (alley) - Quick Act. Sewer Serv.
2325 Miner (alley) - Shoda Enter.
4610 Taylor Rd. (prkstrp) - City Utilities
4500 Taylor Rd. (prkstrp) - "
Berry & Coombs (parkstrp) - "
612 Fifth (st.) - NIPSCO
3322 Illamna - "
618 Dayton (st.) - "
Kinsmoor / 3404 Beaver - "
2208 Fairfield (sdw.) - "
1209 Eckart - "
(alley) 436 E. Washington - "
(alley) 1914 Clinton - "
1122 and 1140 S. Clinton - "
1139 S. Clinton (sdw.) - "
W. Wayne at intersec. Webster - "
(alley) 121 W. Jefferson - "
2417 E. State - "

2704 Goshen Rd. (prkstrp) - City Utilities
2902 Fairoak Dr. - NIPSCO
2422 Hillock Ct. - "
(alley) 1224 E. Washington - "
2602 Lynn - "
6526 Durango Dr. - "
2606 Poinsette - "
2531 Drexel - "
425 Nussbaum (st.) - "
5120 Daffodill - "
1937 Lathrop - "
2712 Poinsette (st.) - "
Wells at intersec. of Irene - "
633 W. Wayne (st.) - "
Berry at intersec. of Canal - "
3333 Logan - "
2330 Birchwood (st.) - "
(alley) 1119 Oak - "
(alley) 2325 Lillie - "
3523 Plaza - "
(alley) 3728 Reed - "
(alley) 3418 Euclid - "
464 E. Taber - "

6.	Received but one bid. Advised by the United States Army Corp. of Engineers to rebid project. DEISTER MACHINE COMPANY - Emergency Repair of Sewer.	Bid refused. Ordered General Superintendent of City Utilities and Water Pollution Control Engineering to rebid project so award can be made on Friday, May 12, 1978 at 9 a.m.
7.	Pursuant to 5% pay increase being granted to Robert Cassidy, Board of Works accepts responsibility of paying amount of his wages in excess of $10,000 which amounts to $627.34.	Approved.
8.	Received inspection report from the Water Pollution Control Engineering Department and Completion Affidavit of Shambaugh & Son, Inc. with Guaranty Bond in the maount of $15,000 signed by The American Insurance Company for St. Jospeh Hospital Sanitary Sewer Reroute.	Approved and ordered acceptance letter written.
9.	Received Purchase Order No. 9921, dated April 26, 1978, for Bercot, Inc. in the amount of $78,650.00 for EMERGENCY REPAIR SEWER - Sallie's Alley Site, behind 1700 block of St. Joe Boulevard.	Approved. RESCIND PURCHASE ORDER NO. 9921 --- included in P.O. 9974 - 5/15/78 - see 66-11-15.
10.	Received Purchase Order No. 9922, dated April 26, 1978, for John Dehner, Inc. in the amount of $14,164.00 for EMERGENCY REPAIR SEWER - Sallie's Alley Site, behind 1700 block of St. Joe Boulevard.	Approved.
11.	Received Purchase Order No. 9936, dated April 26, 1978, for Bercot, Inc. in the amount of $54,300 for EMERGENCY REPAIR OF OLD FORT SITE.	Approved.
12.	Received Purchase Order No. 9952, dated April 26, 1978, for John Dehner, Inc. in the amount of $5,000, for TEMPORARY EMERGENCY REPAIR of Deister Machine Company Brick Sewer.	Approved.

13. Received Change Order No. 5 for John Dehner, Inc. on Sewer Resolution No. 290-1977 - North Maumee River Sanitary Interceptor, Sections I & II - C-180839-01 for increasing by 100 calendar days the completion date of contract. The date for completion of all work shall be August 5, 1978.

Approved.

14. RESOLUTION NO. 65-311-14

Approved.

WHEREAS, W. Rush G. Hamilton as Trustee for Holman Hamilton has petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following dedicated alley located in Fort Wayne, Allen County, Indiana, to wit:

The east-west alley from the east right-of-way line of Clinton Street to the west right-of-way line of Barr Street, lying between Lots 40 through 47 on the north and Lots 76 through 83 on the south, all in Hamilton's Second Addition to the City of Fort Wayne, Indiana, according to the recorded plat thereof.

15. Received Change Order No. 1 of A. Hattersley & Sons, Inc. for the decreased amount of $8,075.00 prepared and approved by Cole-Matott, Architects/Planners, for Mechanical Construction on Restoration of Old City Hall Building.

Approved.

16. Received Escrow Agreement between Winzeler Excavating Company, Inc.; Fort Wayne National Bank of Fort Wayne (Cheryl J. Snyder) and Board of Public Works, City of Fort Wayne, Indiana, for Sewer Resolution No. 298-77 - Rothman Road Area Sewer - Phase I.

Approved.

Said Agreement conforms with Indiana code 5-16-5.5, requiring the City to deposit retainage on payments for contracts amounting to $100,000 or more with an escrow agent.

17. Received Agreement for Area Connection Fee Payments by and between Kenneth Niemeyer Real Estate & Development, Inc. and the City of Fort Wayne, Indiana, for Branning Hills, Section I per Resolution No. 65-277-16. It is agreed by the City and Developer that area connection fee of $14,254.50 be paid as follows:

Approved.
A true copy is incorporated herein.

$5,000.00 to be paid to the City at the time of executing this agreement.

$5,000.00 to be paid to the City on January 1, 1979.

$4,254.50 final payment to be made to the City on or before January 1, 1980.

18.	Received invoice No. 12 of Howard Needles Tammen & Bergendoff - Steeg Division - in the amount of $3,417.03 for professional engineering services performed in connection with the prepareation of an EPA and State Application for a Step II Grant as described in Item 2 on contract for Engineering Services dated November 24, 1976. Invoice is for services rendered for the period of January 22, 1977 through March 31, 1978.	Approved. Ordered payment by City Utilities from the Water Pollution Control Utility Fund. VOID THIS ENTRY. SEE: 66-211-15 10/23/78
19.	Received Change Order No. 2 of Hagerman Construction Corporation in the amount of $372.00 prepared and approved by McNamee, Porter & Seeley, Consulting Engineers, covering work on Water Works Improvements - Wash Water Retention Basin - Contract No. 77-W-1.	Approved. Ordered sent to the Common Council on Tuesday, May 23, 1978 at 8:00 p.m.
20.	Received Special Sewer Permit for North Eastern Construction Company, Inc., prepared and approved by the Water Pollution Control Engineering Department, for Hillsboro, Section II. A Maintenance Bond in the amount of 25% of the construction work will be submitted upon submittal of Completion Affidavit.	Approved and Special Sewer Permit issued. Board Order No. 60-78.
21.	Received Special Sewer Permit for North Eastern Construction Company, Inc., prepared and approved by the Water Pollution Control Engineering Department, for Hillsboro, Section III. A maintenance Bond in the amount of 25% of the construction work will be submitted upon submittal of Completion Affidavit.	Approved and Special Sewer Permit issued. Board Order No. 61-78.
22.	Received a request from Embassy Theatre Foundation (Gretchen Wiegel) 1107 S. Harrision, for permission to barricade the south curb lane of Jefferson in front of Embassy Theatre on Saturday, May 6, 1978, Saturday, May 13, 1978 and Sunday, May 14, 1978 from 6:00 p.m. till 11:00 p.m. each day. PURPOSE: 50th Anniversary Celebration.	Approved and permit issued.

Meeting adjourned at 11:30 a.m.

BOARD OF PUBLIC WORKS

ATTEST:

Secretary and Clerk

Wednesday, May 3, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

	H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT Ursula Miller, Secretary and Clerk	H. P. Wehrenberg, M. G Scott Ursula Miller
1.	Received purchase orders from the Purchasing Agent of City Utilities.	Approved.
2.	Received payment vouchers from the Auditor of City Utilities.	Approved and ordered sent to the Department of Finance.
3.	Received Final Assessment Roll of Benefits and Damages prepared by the Water Pollution Control Engineering Department for Sewer Easement Resolution No. 157-77 for the condemnation of permanent and temporary sewer easements in Rothman Road Area. (Sewer Res. No. 298-77).	CONFIRMED. Ordered sent to the Department of Finance.
4.	Pursuant to Emergency Flood Resolution No. 65-308-4 City Utilities General Superintendent and Water Pollution Control Engineer solicited bids from John Dehner, Inc.; T & G Excavating; Bercot, Inc.; Earth, Inc.; and Shambaugh & Son. Only one bid received: JOHN DEHNER, INC. ----------- $46.60 per hour Labor and equipment)	Bid rejected. Ordered specifications revised and new invitational bids solicited so award can be made on Friday, May 5, 1978 at 9:00 a.m.
5.	Received three quotations from Howard Needles Tammen & Bergendoff, Henry B. Steeg & Associates Division for a Fault Current and Coordination Study for Water Pollution Control Plant Electrical System: WESTINGHOUSE ELEC. CORP. --------- $ 8,050.00 HIGH VOLTAGE MAINTENANCE CORP. --- 8,400.00 GENERAL ELECTRIC COMPANY --------- 20,500.00	Approved Westinghouse Electric Corporation proposal in the amount of $8,050.00. Ordered City Utilities General Superintendent to prepare agreement.
6.	Received a request from Martin Luther King Montessori School (Jan Bates) 326 East Wayne Street, for permission to barricade 25 - 30 meters to be bagged at Freimann Parking Lot on May 3, 1978 from 10:00 a.m. till 2:00 p.m. PURPOSE: Party in the Park for young children.	Approved and permit issued.

7. RESOLUTION NO. 65-314-7

WHEREAS, the Board of Public Works has caused to be installed a segment of the Neuhaus Ditch Interceptor (Sewer 853-71), and

WHEREAS, the Board of Public Works did adopt on March 14, 1968 certain area connection fees for the construction of the Spy Run Interceptor Sewer Res. 131 which by reference is hereby incorporated, and

WHEREAS, these two (2) Interceptor Sewers already have been sized to provide sanitary service to the areas shown on Exhibit "A", and

WHEREAS, the Board of Public Works has set aside certain oversizing financing funds for the construction of a segment of the Neuhaus Ditch Interceptor through the North American Van Lines complex, and

WHEREAS, the Board of Public Works has financed the oversizing cost for the construction of a segment of the Neuhaus Ditch Interceptor under B. O. 173-76 (Kruse Interceptor), and

WHEREAS, the Board of Public Works proposes to have constructed the complete Neuhaus Ditch Sanitary Interceptor Sewer System as shown on Exhibit "A" to accomodate additional sewer extensions and connections from both present and future users.

NOW, THEREFORE, BE IT RESOLVED by the Board of Public Works that:

(1) All future users of the above described sewer system shown on Exhibit "A" whether by direct tap or connection to a lateral or extension thereof shall pay an area connection fee of $610.00 per acre and any areas which have agreed to pay or have paid their respective area connection fees in advance to the date hereon shall not be subject to this area connection fee.

(2) All established tap permit fees and monthly user charges shall be paid in addition to the above stated area connection fees.

(3) The Board of Public Works reserves the right to adjust the above established fees and charges for any special conditions.

(4) Any and all property owners and their successors outside of the City limits tapping or connecting into these City of Fort Wayne saintary sewer systems shall release their right to remonstrate against pending or future annexation by the City of Fort Wayne,

(5) All area connection fees shall be paid prior to the time of connection.

ADOPTED this 3rd day of May, 1978.
A true copy is incorporated herein.

8. Received Certificate of Completion from John Dehner, Inc. - Spears-Dehner, Inc., Joint Bidders, contractors for construction of Water Quality Control Project, Division II, Terminal Ponds (Storm Treatment Ponds) C-180538 and Final Estimate for payment of Escrow Funds in the amount of $223,005.00.
Guaranty period begins as of January 1, 1978.

Approved and accepted. Ordered one copy of Acceptance sent to contractor and two copies to Howard Needles Tammen & Bergendoff, Henry B. Steeg & Associates Division.

Ordered payment of Escrow Funds in the amount of $223,005.00 by Lincoln National Bank & Trust Company.

9.	Received a request from NIPSCO, 1501 Hale Avenue, for permission to barricade the alley between S. Monroe and Hanna from Milton to Baxter (4100 block) on Wednesday, May 3, 1978 thru Friday, May 5, 1978 from 8:00 a.m. thru 4:30 p.m. PURPOSE: Repair alley after cut.	Approved and permit issued.
10.	Received a request from Custom Sewer Service, 11521 Brooklane Drive, for permission to barricade alley behind 833 Edgewater on Wednesday, May 3 thru Friday, May 5, 1978 at all times. PURPOSE: Repair concrete alley after cut.	Approved and permit issued.
11.	Received a request from Lincoln National Life Insurance Company, % Tom Davis, 1301 S. Harrison, for permission to hood meters #103 thru #109 on south side of Douglas Street next to Lincoln Life on Friday, May 5, 1978 all day. PURPOSE: Building dedications (catering vans will park there).	Approved and permit issued.
12.	Received a request for permission to hold a parade from Sacred Heart Little League, % Mrs. Shuler, 5121 Lillie, on Saturday, May 6, 1978 starting at 10:00 a.m. to 11:00 a.m. Route to be traveled: Leave school onto Capitol down to Lillie; south on Lillie to Pettit; west on Pettit to Gaywood; north on Gaywood to Capitol back to school. PURPOSE: Opening day for Little League.	Approved and permit issued.
13.	Received Sewer Extension Agreement by and between Ben Bunt Realty, Inc. and the City of Fort Wayne, Indiana, for the construction of a sanitary sewer for The Hollows, Section I.	Approved. Ordered sent to the Common Council on Tuesday, May 23, 1978 at 8:00 p.m.

Meeting adjourned at 11:15 a.m.

BOARD OF PUBLIC WORKS

ATTEST:

Secretary and Clerk

Friday, May 5, 1978

Department of Public Works
Office of the Board
Room 910, City-County Building
Regular meeting held at 9:00 a.m.

H. P. WEHRENBERG, E. H. LAMAR, M. G SCOTT
Ursula Miller, Secretary and Clerk

H. P. Wehrenberg, E. H. Lamar,
M. G Scott
Ursula Miller

Received Minutes of Meetings held on Monday, May 1, 1978 at 9 a.m. and Wednesday, May 3, 1978 at 9 a.m.

1. Pursuant to Emergency Flood Resolution No. 65-308-4 invitational bids were requested from: JOHN DEHNER, INC.; SHAMBAUGH & SONS; BERCOT, INC.; EARTH, INC.; and T & G EXCAVATING, INC. for a 6" minimum pump.

   Bids were received as follows:

   JOHN DEHNER, INC. ---------$46.60/Hr. for equipment, labor and supplies for 10" pump.

   BERCOT, INC. --------------$47.00/Hr. for equipment, labor and supplies for 6" pump plus $1100.00 for mobilization.

   SHAMBAUGH & SONS-----------$52.00/Hr. for equipment, labor and supplies for 6" pump.

   AWARD contract to John Dehner, Inc. at and for their bid in the amount of $46.60 per hour. Ordered City Utilities General Superintendent Office to order purchase order.

2. Received plat of Branning Hills, Section 1 submitted and approved by the City Plan Commission. Approved.

3. Received plat of Woodmont, Section 5 submitted and approved by the City Plan Commission. Approved.

4. Received plat of Plantation Park, Section 11 submitted and approved by the City Plan Commission. Approved.

Meeting adjourned at 10:45 a.m.

Henry P. Wehrenberg

Edward H. LaMar

Mary G. Scott

BOARD OF PUBLIC WORKS

ATTEST:

Secretary and Clerk

McMILLAN

McMILLAN BOOK
COMPANY INC.
SYRACUSE, NEW YORK
G 86826
MADE IN U.S.A.